

Petitions and Communications received from January 20, 2009 through January 26, 2009 for reference by the President to Committee considering related matters or to be ordered filed by the Clerk on February 3, 2009. File 090116

From EDAW Inc., submitting copy of the Fairmont Hotel Revitalization and Residential Tower Project. (1)

From Department of Public Health, submitting request for waiver of Administrative Code Chapter 12B to purchase hospital beds for Stryker Sales Corporation. (2)

From Office of the Mayor, submitting notice of the Mayor's Teacher of the Month and Principal of the Year Award programs. Copy: Each Supervisor (3)

From Office of the Mayor, withdrawing Jonathan Pearlman's name (at his request) as a nominee to the Historic Preservation Commission. Copy: Clerk, Rules Committee (4)

From PUC Hetch Hetchy Water and Power, submitting request for waiver of Administrative Code Chapter 12B for PME Babbitt Bearings to purchase services for refurbishment of bearing shoes for Kirkwood Powerhouse Unit 1. (5)

From David Tornheim, submitting opposition to the appointment of Jonathan Pearlman to the Historic Preservation Commission. Copy: Each Supervisor (6)

From Kristen Fratto, commenting on the extremely valuable Neighborhood Emergency Response Training (NERT) program taught by the San Francisco Fire Department. Copy: Each Supervisor (7)

From Office of the Mayor, submitting notice that Mayor Newsom will be out of the state of California from January 24, 2009 and returning on February 2, 2009. Supervisor Chu, Supervisor Elsbernd and Supervisor Dufty will serve as Acting-Mayor. Copy: Each Supervisor, Clerk (8)

From concerned citizens, submitting support to restore Sharp Park. 4 letters (9)

From Department of Public Works, responding to request to remove graffiti from various locations in District 5. (Reference No. 20090106-006) (10)

From Department of Public Works, responding to request to remove graffiti from various locations in District 5. (Reference No. 20090106-005) (11)

From Department of Public Works, responding to request to remove graffiti from various locations in District 5. (Reference No. 20090106-002) (12)

From Department of Public Works, responding to request to remove graffiti from various locations in District 5. (Reference No. 200812-002) (13)

From Municipal Transportation Agency, regarding the feasibility of installing a stop sign and/or traffic calming devices at various locations in District 4. (Reference No. 20081118-001) (14)

From Department of Emergency Management, submitting copy of correspondence sent to constituent regarding an updated version to the Disaster Council for the January 23, 2009 meeting. (15)

From Ahimsa Sumchai, submitting new information on the health effects of helicopter noise, crash incidence data through 2008 and other risk benefit analysis data. (16)

From Bruce Brugman, submitting an editorial opposing privatizing taxicab permits. (17)

From David Tornheim, regarding the Mayor's appointments to the Historic Preservation Commission. Copy: Each Supervisor (18)

From Francisco Da Costa, submitting letter commenting that the SF Public Utilities Commission lacks accountability and transparency when it comes to process with twenty-six million at stake. (19)

From Francisco Da Costa, commenting on Amy Brownwell's dismissal from the Hunters Point Shipyard Restoration Advisory Board. (20)

From Clerk of the Board, submitting notice that the following individuals have submitted a Form 700 Statement of Economic Interests: (21)

Pilar Schiavo, Legislative Aide to Supervisor Ammiano  
Zachary Tuller, Legislative Aide to Supervisor Ammiano  
David Noyola, Legislative Aide to Supervisor Chiu  
John Jackson, Legislative Aide to Supervisor Daly  
Nicholas Kinsey, Legislative Aide to Supervisor Sandoval  
Aaron Peskin, Supervisor

From Ivan Pratt, submitting letter entitled "will we finance the people of the United States" dated January 23, 2009. (22)

From Richard Skaff, submitting copy of letter sent to the Department of Building Inspection questing if the department will modify or remove its dimensional tolerance policy. (23)

From Budget Analyst, submitting Budget Analyst Activity Status Report for the Quarter ending December 31, 2008. Copy: Clerk (24)

From E.L., submitting article from the Daily Journal newspaper regarding Mayor Newsom for Governor. (25)

From Department of Public Works, responding to request to remove graffiti from various locations in District 5. (Reference No. 20090106-003) (26)

From Department of Public Works, responding to request to remove graffiti from various locations in District 5. (Reference No. 20090106-004) (27)

From Department of Public Works, responding to request to remove graffiti from various locations in District 5. (Reference No. 200901113-002) (28)

From Department of Public Works, responding to request to remove graffiti from various locations in District 5. (Reference No. 200901113-003) (29)

From Department of Public Works, responding to request to remove graffiti from various locations in District 5. (Reference No. 200901113-004) (30)

From Department of Public Works, responding to request to remove graffiti from various locations in District 5. (Reference No. 200901113-005) (31)

From Maggie Rufo, commenting on the sale of a SF Zoo Giraffe to Six Flags Discovery Kingdom in Vallejo. (32)

From State Board of Equalization, submitting dates and times of the annual Taxpayers' Bill of Rights public hearing. Copy: Each Supervisor (33)

From State Fish and Game Commission, submitting notice of date change for public hearing to remove the California brown pelican from the list of endangered species. (34)

From Patrick Monette-Shaw, regarding President Obama freezing salaries of staff earning over \$100,000. (35)

From Patrick Monette-Shaw, regarding the mid-year public health hearings. (36)

From Patrick Monette-Shaw, alleging that San Francisco Officials are curtailing free speech and limiting first amendment rights on the June 2, 2009 Special Election. (37)

From Francisco Da Costa, alleging that tons of millions of toxic dirt is buried at SF Mission Bay. (38)

From Media Center, urging the Board to work with the management of Access SF, as well as with a strong coalition of public access individuals and non-profit

organizations in San Francisco to help solve this critical funding problem before June 30, 2009. (39)

From Office of the Controller, submitting report on the revenue and expenditures of the Golf Fund. (40)

From James Ludwig, submitting opposition to taxing cars coming into the City. Copy: Each Supervisor (41)

From Kevin Comora, submitting letter entitled "San Francisco's Board of Supervisors fail to activate public record hyperlinks, despite 4.1 million to 6.9 million personnel budget" dated January 24, 2009. (42)

From Kelly Reed, submitting support for an amended version of Supervisor Maxwell's clean energy ordinance. (43)

From State Fish and Game Commission, regarding recreational fishing regulations for federal groundfish and associated species for 2009 and 2010. (44)

From Supervisor Chiu, submitting Board of Supervisors committee assignments. (45)

#### APPOINTMENTS BY THE MAYOR

Arts Commission

Maya Draisin

Jeannene Przyblyski

Fire Commission

George Lau

Health Commission

David Sanchez

Catherine Waters

Human Services Commission

Kelly Dearman

Anita Friedman

Juvenile Probation Commission


Katie Albright

Library Commission

Larry Kane

EDAW Inc  
 150 Chestnut Street, San Francisco, California 94111  
 T 415.955.2800 F 415.788.4875 www.edaw.com

RECEIVED  
 BOARD OF SUPERVISORS  
 SAN FRANCISCO  
 2009 JAN 21 AM 10:21  
 BY Me



**Transmittal**

TO	Angela Calvillo Clerk of the Board of Supervisors City Hall, Room 244 1 Dr. Carlton B. Goodlett Place San Francisco, CA 94102	DATE	January 21, 2009
FROM	Susan Yogi	CC	Devyani Jain
PROJECT NAME	2008.0081E: 950 Mason Street - Fairmont Hotel Revitalization and Residential Tower Project	PROJECT NO	08010053.01
SUBJECT	NOP Copies	SENT VIA	Courier

**Message**

Angela,

Enclosed are 15 hard copies of the Fairmont Hotel Revitalization and Residential Tower Project NOP for distribution to the Board of Supervisors. The 30-day review period is from January 21 – February 20, 2009.

Please let us know if you need additional hard copies of the NOP.

Thank you.



Susan Yogi  
 Environmental Planner

**Document is available  
 at the Clerk's Office  
 Room 244, City Hall**





# SAN FRANCISCO PLANNING DEPARTMENT

January 21, 2009

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 21 PM 3:39

1650 Mission St.  
Suite 400  
San Francisco, CA 94103-2479

Reception:  
415.558.6378

Fax:  
415.558.6409

Planning Information:  
415.558.6377

To Responsible Agencies, Trustee Agencies, and Interested Parties:

**RE: CASE NO. 2008.0081E: 950 MASON STREET - FAIRMONT HOTEL REVITALIZATION AND RESIDENTIAL TOWER PROJECT NOTICE OF PREPARATION OF AN ENVIRONMENTAL IMPACT REPORT**

A Notice of Preparation (NOP) of an Environmental Impact Report (EIR) for the above-referenced project, described below, has been issued by the Planning Department. This notice is sent to you because you have been identified as potentially having an interest in the project or the project area. The NOP is either attached or is available upon request from **Devyani Jain**, whom you may reach at (415) 575-9051 or at the above address. A copy of the NOP can also be obtained for public review and comment at the Planning Department offices at 1660 Mission Street, 1<sup>st</sup> Floor Planning Information Center or the report can be viewed on-line starting January 21, 2009 at [www.sfgov.org/planning/mea](http://www.sfgov.org/planning/mea). Case materials are available for review by appointment at the Planning Department's office at 1650 Mission Street, Suite 400. (Call (415) 575-9051 to schedule an appointment.)

**Project Description:** The 113,400-square-foot project site located at 950 Mason Street (Assessor's Block/Lot: 0244/001) includes the entire city block bounded by Mason Street to the west, Sacramento Street to the north, Powell Street to the east, and California Street to the south in the Nob Hill neighborhood. The proposed project includes two main components: the renovation of portions of the historic 1906 Fairmont Hotel building, a Landmark structure (City Landmark Number 185), and the construction of a new residential tower on the site of the existing 317-foot-tall, 28-story hotel tower and podium, parking and hotel support uses built in 1961. Specifically, the project sponsor proposes the following actions: 1) retain the historic 1906 Fairmont Hotel building (approximately 557,453 gross square feet (gsf)); 2) consolidate some existing hotel rooms; that is, reduce the overall number of hotel rooms in order to enlarge some of the small hotel rooms for a net loss of approximately 60 rooms in the historic 1906 Fairmont Hotel building; 3) reconfigure some of the existing hotel uses; 4) demolish the existing 226-room, approximately 356,800-gsf, 317-foot-tall Fairmont Hotel Tower, which includes the 23-story tower above a five-story, 50-foot-tall podium and associated hotel uses built in 1961; and 5) construct a new 317-foot-tall residential tower and podium structure consisting of a 26-story tower and a five-story, 55-foot-tall mid-rise residential component above a five-story, 50-foot-tall podium totaling approximately 620,656 gsf. The new 26-story residential tower would be located on the northeastern corner of the site above the five-story podium and would enclose the north side of the podium courtyard. The mid-rise residential component would enclose the podium courtyard level along the east and south sides. The proposed mid-rise residential portion over podium would be approximately 10 stories or 105 feet in height. The proposed residential tower and podium structure would be 31 stories or 317 feet in height as measured from the western-most corner of the tower along Sacramento Street. In addition, a 12-foot-tall mechanical penthouse would extend above the tower. With the mechanical penthouse, the proposed tower would be approximately 329 feet in height.

The proposed new tower and podium would contain approximately 160 residential units (occupying approximately 325,086 gsf), approximately 3,776 gsf of retail space, and an 80,500-gsf net addition to the existing 165-space, 65,000-gsf parking garage resulting in an approximately 145,500-gsf, 350-space parking garage consisting of 302 self-park and 48 tandem spaces. The existing Fairmont Hotel complex

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City and County of San Francisco

Department of Public Health



Gavin Newsom  
Mayor

January 13, 2009

Ms Angela Calvillo  
Clerk of the Board of Supervisors  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102-4689

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 22 AM 11:29  
BY [Signature]

Dear Ms Calvillo:

Pursuant to the Human Rights Commission's instructions, the Department of Public Health (DPH) wishes to notify the Board of Supervisors that DPH has requested the following waiver from compliance with Chapter 12B of the City's Administrative Code:

(2)

- **Stryker Corporation:** For the acquisition of Stryker Go Beds and Over-bed tables for the new replacement facility for Laguna Honda Hospital and Rehabilitation Center (LHHRC). The Bed Selection Subcommittee, appointed by the LHHRC Transition Steering Committee, through an extensive 2-year product review process that included: analysis of patient and staff needs, analysis of space limitations, product presentations, two (2) onsite bed fairs, and onsite clinical trials, determined that the Stryker Go Beds and Over-bed tables, available solely from Stryker Corporation, have design and performance characteristics that meet both long-term care and acute care bed requirements for residents and staff at the new LHHRC replacement facility, and no other source satisfies those requirements.

The attached 12B Waiver was prepared in accordance with the instructions from the Human Rights Commission.

Please contact Harry Mar at 554-2839 should you have questions regarding this matter.

Sincerely,

*Jacquie Hale*

Jacquie Hale  
Director, Office of Contract Management and Compliance

(2)



CITY AND COUNTY OF SAN FRANCISCO
HUMAN RIGHTS COMMISSION

S.F. ADMINISTRATIVE CODE CHAPTERS 12B and 14B
WAIVER REQUEST FORM
(HRC Form 201)

FOR HRC USE ONLY
Request Number:

Section 1. Department Information

Department Head Signature: [Signature]
Name of Department: Public Health
Department Address: 101 Grove St. Rm. 307 San Francisco, CA 94102
Contact Person: Jacquie Hale
Phone Number: 554-2607 Fax Number: 554-2555

Section 2. Contractor Information

Contractor Name: STRYKER SALES CORPORATION Vendor No.: 17836
Contractor Address: 3800 E CENTRE AVE PORTAGE MI 49002
Contact Person: Contact Phone No.:

Section 3. Transaction Information

Date Waiver Request Submitted: JAN 20 2009 Type of Contract: Hospital Beds
Contract Start Date: Time of Purchase End Date: 12/31/2010 Dollar Amount of Contract: \$ 2,532,000

Section 4. Administrative Code Chapter to be Waived (please check all that apply)

- Chapter 12B
Chapter 14B Note: Employment and LBE subcontracting requirements may still be in force even when a 14B waiver (type A or B) is granted.

Section 5. Waiver Type (Letter of Justification must be attached, see Check List on back of page.)

- A. Sole Source
B. Emergency (pursuant to Administrative Code §6.60 or 21.15)
C. Public Entity
D. No Potential Contractors Comply - Copy of waiver request sent to Board of Supervisors on:
E. Government Bulk Purchasing Arrangement - Copy of this request sent to Board of Supervisors on: 1/2/09
F. Sham/Shell Entity - Copy of waiver request sent to Board of Supervisors on:
G. Subcontracting Goals
H. Local Business Enterprise (LBE) (for contracts in excess of \$5 million; see Admin. Code §14B.7.1.3)

HRC ACTION
12B Waiver Granted: 14B Waiver Granted:
12B Waiver Denied: 14B Waiver Denied:
Reason for Action:
HRC Staff: Date:
HRC Staff: Date:
HRC Director: Date:

DEPARTMENT ACTION - This section must be completed and returned to HRC for waiver types D, E & F.
Date Waiver Granted: Contract Dollar Amount:



## CHECK LIST

**You must complete each of the steps below before submitting this form:**

- Attempt to get the contractor to comply with Administrative Code Chapter 12B requirements. (Applies to Chapter 12B waiver requests only.)
- Include a letter of justification explaining:
  - The purpose of the contract.
  - Your department's efforts to get the contractor to comply (for Chapter 12B waivers).
  - Why the contract fits the type of waiver being requested (for example, why it is a sole source).
- Fill in all of the blanks in Sections 1-3.
- Indicate (in Section 4) which Administrative Code Chapter(s) need to be waived.
- Indicate (in Section 5) which waiver type is being requested.
- For waiver types D, E and F, submit a copy of this form to the Clerk of the Board of Supervisors and indicate (in the blank provided on the form) the date this was done.

## ADDITIONAL INFORMATION

**Contract Duration:** Contracts entered into pursuant to a Chapter 12B waiver should be constructed for the shortest reasonable duration so that future contracts may be awarded to a Chapter 12B compliant contractor.

**Chapter 14B. Sole Source, Emergency and LBE Waivers:** Only the bid discounts and departmental good faith outreach efforts requirements of Chapter 14B may be waived. All other provisions of this Chapter still will be in force even if this type of waiver has been granted.

**Chapter 14B. Subcontracting Waivers:** Only the subcontracting goals may be waived. All other provisions of this Chapter still will be in force even if this type of waiver has been granted.

**Waiver Types D, E and F:** These waiver types have additional requirements:

1. The contracting department must notify the Board of Supervisor's that it has requested a waiver of this type.
2. The department must notify the HRC that it has used a waiver granted under one of these provisions. Such notification should take place within five days of the date of use by submitting to the HRC a copy of the approved waiver with the "Department Action" box completed.
3. Departments exercising waiver authority under one of these provisions must appear before a Board of Supervisors committee and report on their use of such waiver authority.

**All modifications** to waived contracts that increase the dollar amount of the contract must have prior HRC approval.

✓ **Additional copies** of this form may be downloaded at the Forms Center on the City's intranet at:

<http://intranet/>.

✓ **Read the Quick Reference Guide to HRC Waivers** for more information; copies are available at the Forms Center on the City's intranet at: <http://intranet/>.

➔ **Send completed waiver requests to:** HRC, 25 Van Ness Ave., Suite 800, San Francisco, CA 94102-6033.

☎ **For further assistance**, contact the HRC at 415-252-2500.



Gavin Newsom  
Mayor

**MEMORANDUM**

TO: Chris Iglesias, Executive Director, Human Rights Commission

THROUGH: Mitch Katz, M.D., Director of Health *[Handwritten initials]*

FROM: Jacquie Hale, Director, DPH Office of Contracts Management *[Handwritten signature]*

DATE: January 13, 2009

SUBJECT: 12B Sole Source Waiver Request

The Department of Public Health (DPH) respectfully requests approval of the attached 12B waiver for:

**Stryker Sales Corp**

**Purpose:** For the acquisition of Stryker Go Beds and Over-bed tables for the new replacement facility for Laguna Honda Hospital and Rehabilitation Center (LHHRC). The purchase will be made through the current UHC/Novation contract with Stryker Corporation, contract #CE60132.

**Amount:** Cost is estimated at \$2,532,000

**Fund Source:** General Fund

**Term:** Time of purchase through June 30, 2010

Rationale for this 12B Waiver request is that The Bed Selection Subcommittee, appointed by the LHHRC Transition Steering Committee, through an extensive 2-year product review process that included: analysis of patient and staff needs, analysis of space limitations, product presentations, two (2) onsite bed fairs, and onsite clinical trials, determined that the Stryker Go Beds and Over-bed tables, available solely from Stryker Corporation, have design and performance characteristics that meet both long-term care and acute care bed requirements for residents and staff at the new LHHRC replacement facility, and no other source satisfies those requirements.

For questions concerning this waiver request, please call Harry Mar at 554-2839 or Robert Longhitano at 554-2659.

Thank you for your consideration.

C: BOS



Peggy Nevin/BOS/SFGOV

01/22/2009 10:46 AM

To

cc

bcc

Subject Fw: Mayor's Principal of Year and Teacher of the Month Awards

3

Paola N. Cubias  
Mayor's Office of Education  
City Hall, Room 475  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102  
(415) 554-5105 paola.cubias@sfgov.org

Dear Friends,

Once again, we are proud to announce the Mayor's Teacher of the Month and Principal of the Year Award programs, which honors San Francisco's public school teachers and principals who not only exemplify classroom excellence, but also serve as leaders beyond the classroom and demonstrate civic responsibility in the community.

As you know, Mayor Newsom has established the San Francisco Mayor's Principal of the Year Award (MPYA) and Teacher of the Month Award (MTMA) to recognize outstanding San Francisco public school principals and teachers for their dedication, professionalism, and work on behalf of our City's young people. This special recognition is a collaborative effort with The Mayor's Office, San Francisco Unified School District, United Administrators of San Francisco, United Educators of San Francisco, The San Francisco Education Fund, and The San Francisco School Alliance. Principals and teachers receiving this award are nominated by the community - parents, youth, educators, administrators, and other community members - for excellence as leaders in their school and their city.

We would like to encourage you to nominate your public school educators for these prestigious awards. All candidates must be nominated by parents, students, colleagues, or community members by Friday, February 13, 2009. Nomination forms can be submitted by mail or electronically at [www.sfgov.org/mayor](http://www.sfgov.org/mayor). **Please help us get the word out to your membership, community, parents, etc.**

Last year, the award recipients received cash prizes, hotels stays, and monetary donations for their schools among their many gifts. Please take the time to recognize a San Francisco principal or teacher and/or help us spread the word about this great opportunity to celebrate the accomplishments of our world-class public schools by posting the attached flyers.

For more information, please visit [www.sfgov.org/mayor](http://www.sfgov.org/mayor) or contact Paola Cubias at [paola.cubias@sfgov.org](mailto:paola.cubias@sfgov.org).

Thank you!

Hydra Mendoza  
Mayor's Education Advisor  
1 Dr. Carlton B. Goodlett Place  
City Hall, Room 201



San Francisco, CA 94102-4641 PrincipalOfTheYear\_1\_15.pdf TeacherOfTheMonth\_1\_15.pdf

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NOMINATE YOUR PUBLIC SCHOOL PRINCIPAL FOR

# THE MAYOR'S PRINCIPAL OF THE YEAR ...AWARD...

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**DEADLINE: FEBRUARY 13TH, 2009**

Is your principal building a world-class school in a world-class city?  
Please recognize your principal who:

- Communicates a vision for student success
- Displays expertise in teaching and learning
- Inspires excellence and achieves results
- Engages parents and the community and
- Brings out the best in every child!

One award will be given for each division: Child Development Center, Elementary/K-8, Middle School, & High School.

Visit <http://www.sfgov.org/mayor> today to submit your nomination.



A Great Place To Learn.  
A Great Place To Work.

A great place to learn. A great place to work.  
[www.sfusd.edu](http://www.sfusd.edu)

## Mayor's Teacher of the Month Recognition Award

Commencing May 2006, Mayor Gavin Newsom establishes the San Francisco Mayor's Teacher of the Month (MTM) Recognition Award to honor outstanding San Francisco public school teachers for their dedication, professionalism, and work on behalf of our City's young people. Teachers receiving this award will be nominated for excellence in their classroom, their school, and their City. From these nominations, a joint committee of representatives from the Mayor's Office, Office of the Superintendent, United Educators of San Francisco, and a blue-ribbon panel will select the individual award recipients to be honored each month of the school year. The Mayor's Office has worked in partnership with the San Francisco Education Fund, the San Francisco Unified School District, and United Educators of San Francisco to establish the criteria, nomination, and selection process for this award.

### Process for Selection

- **Nomination:** Teachers will be nominated at each school site and within the District at large by parents, youth, other educators, administrators, and any other community members.
- **Selection Committee:** There will be a two-step selection process. First, a committee of representatives from the Mayor's Office, Office of the Superintendent and United Educators of San Francisco will review each nominee and unanimously approve that a nominee be forwarded to a blue-ribbon panel for final selection. Then, the blue-ribbon panel shall select the final recipients of the award for each month by consensus or majority vote. The blue-ribbon panel shall be appointed by the Mayor and may include youth, parents, community-based organizations, community members and business representatives.

**Nomination/Selection Schedule:** The nomination and selection process will occur yearly and one teacher per month during the school year (10 teachers per year) will be honored in accordance with the following schedule:

- |                   |  |
|-------------------|--|
| October 1, 2008   | On-line nomination period opens.   |
| February 13, 2009 | Nomination period closes. The Mayor's Office and SFUSD oversees the implementation of Steps Two through Five of the nomination and selection process, outlined above, to select recipients to receive an award for each month. |
| May 2009          | Mayor and Superintendent announce teacher award recipients.  |

### Selection Criteria

- Teachers will be nominated and selected based on three primary criteria:
  - **Excellence in the Classroom.**
  - **Excellence in the School.**
  - **Excellence in the City.**

**Teacher of the Year Award**

- The blue-ribbon panel will also review the criteria for and recommend that all eligible recipients of the MTM Award be submitted for consideration to the California Teacher of the Year Award.

## Mayor's Principals of the Year Award

Mayor Gavin Newsom has established the San Francisco Mayor's Principals of the Year Award (MPYA) to recognize outstanding San Francisco public school principals for their dedication, professionalism, and work on behalf of our City's young people. This special recognition is a collaborative effort with The Mayor's Office, San Francisco Unified School District, United Administrators of San Francisco, The San Francisco School Alliance and the generous sponsorship of Comcast. Principals receiving this award will be nominated by the community – parents, youth, educators, administrators, and other community members – for excellence as leaders in their school and their City. The process for nomination and the eligibility requirements are set forth below in detail.

### Process for Nomination and Selection

- **Process.** The Mayor's Principals of the Year will be chosen through the following five-step nomination and selection process:

**Step-One: Nomination.** Parents, youth, other educators, administrators, and any other community members may nominate a principal during the open nomination period. The application for nominations shall be an on-line form accessed on the City's website. The application form will be accepted in Chinese and Spanish languages.

**Step Two: Notification/Written Consent.** The Mayor's Office will inform all principals who have been nominated and seek their written consent, as set forth below, for being considered. Nominees who provide written consent will be considered for selection as provided in the following steps.

**Step Three: Selection Committee.** The Mayor has convened representatives from the Mayor's Office, Comcast, Office of the Superintendent of the San Francisco Unified School District (SFUSD), United Administrators of San Francisco and San Francisco School Alliance to serve on the Selection Committee. The Mayor's Office will coordinate with the Office of the Superintendent to ensure that each nominee, who has provided written consent, meets the minimum qualifications. The Selection Committee will then review each nominee and unanimously approve that a nominee be forwarded to a Blue-Ribbon Panel for consideration. The Selection Committee will consider the application for nomination and may conduct additional due-diligence, including, but not limited to, consulting the Assistant Superintendents (SOIS) and other central office staff.

**Step Four: Blue-Ribbon Panel.** A Blue-Ribbon Panel, which shall be appointed by the Mayor, shall recommend for selection the final recipients of the award by consensus or majority vote. In appointing the Blue-Ribbon Panel, the Mayor shall select at least one youth, one parent, one representative from a community-based organization, and one representative from the business community to serve.

**Step Five: Mayor's Selection.** The Mayor shall review the recommendations put forth by the Blue-Ribbon Panel and select the final recipients to receive the award. The Mayor's Office will inform all awardees of this decision.

- **Nomination/Selection Schedule:** The nomination and selection process will occur once yearly in accordance with the following schedule:

### 2008-2009 School Year Awards

November 2008	On-line nomination period opens.
February 13, 2009	Nomination period closes. The Mayor's Office and SFUSD oversees the implementation of Steps Two through Five of the nomination and selection process, outlined above, to select four (4) recipients to receive an award for each level: Child Development Center, Elementary School, Middle School and High School.
April 2009	Mayor and Superintendent announce award recipients

- **Administration:** The Mayor's Office, in consultation with the Office of Superintendent, will administer the MPY Award.

### Selection Criteria

- Principals will be nominated and selected based on two primary criteria:
  - **Excellence as a Leader in their School.**  
Principal could exemplify school excellence in many ways including, but not limited to:
    - Serving as a visionary leader and demonstrating the ability to increase academic achievement and success for all students.
    - Willingness to share their expertise and strategies with colleagues and staff.
    - Serving as a mentor to peers and staff. Ability to build a team and provide support and professional development for constant improvement.
  - **Excellence in the City.**  
Principal could exemplify civic excellence in many ways including, but not limited to:
    - Ability to welcome families and community to schools and to the larger City resources.
    - Connecting students and teachers to the City and public life.
    - Demonstrating recognition of the role of civic responsibility through example.
    - Providing support to other colleagues and staff to help improve city living.
- In making decisions, the Selection Committee, Blue-Ribbon Panel, and Mayor may also consider other factors deemed relevant, such as:
  - Diversity of leadership level (Pre-K, ES, MS, HS)
  - Diversity of geographic location of school
  - Diversity of experience of the individual nominees
- To be eligible to receive the MPY Award, principals must meet the following minimum qualifications:
  - Have full-time placement at a SFUSD school site and at least 2 years of experience as a principal or site manager in SFUSD
  - Have an exemplary history of successes and evaluations



- All principals nominated who wish to be considered for receipt of this award shall agree to sign the following consent:

“I understand that I have been nominated to receive the Mayor’s Principal of the Year Award. I consent that all persons involved in the review process for this award, including the Blue-Ribbon Panel appointed by the Mayor, representatives from the City and County of San Francisco, Comcast, School Alliance, San Francisco Unified School District, and United Administrators of San Francisco, and may review aspects of my personnel file and other relevant information received for the consideration of this award. I also acknowledge and understand that my consideration and selection for this award may be conducted in public meetings. Furthermore, I acknowledge and understand that information relating to consideration and selection may be subject to disclosure pursuant to public record laws.”

#### Award/Recognition

Principals who receive the MPY Award will each receive the following:

- Award and Certificate of Honor presented by Mayor Gavin Newsom and Superintendent Carlos Garcia at a ceremony;
- Monetary award to the award recipients; and
- Other gifts provided by the community

C:AC, KG, MR

Office of the Mayor  
City & County of San Francisco



Gavin Newsom

January 20, 2009

Angela Calvillo  
Clerk of the Board, Board of Supervisors  
San Francisco City Hall  
1 Carlton B. Goodlett Place  
San Francisco, California 94102

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

2009 JAN 20 PM 4:47

BY [Signature] (4)

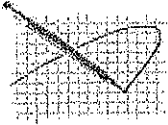
Dear Ms. Calvillo,

Pursuant to Jonathan Pearlman's request, I wish to withdraw his name as our nominee to the Historic Preservation Commission. Please feel free to call me at 415-554-6253 should you have any questions.

Sincerely,

[Signature]  
Jason Chan

(4)



Jason Chan/MAYOR/SFGOV

01/20/2009 04:20 PM

To Jonathan Pearlman <jonathan@elevationarchitects.com>

cc

bcc

Subject Re: Pearlman HPC Nomination

Jonathan Pearlman <jonathan@elevationarchitects.com>



Hi Jason,

Thanks for your call. Here's the e-mail that I sent to Michael:

Dear Michael,

I am writing to request that you withdraw my name from nomination for the Historic Preservation Commission.

Sincerely,

Jonathan

Jonathan Pearlman  
ELEVATIONarchitects  
1099-23rd Street, Suite 18  
San Francisco, CA 94107

415.537.1125 x15 voice  
415.821.1121 fax  
415.225.3973 cell  
www.elevationarchitects.com



# CITY AND COUNTY OF SAN FRANCISCO HUMAN RIGHTS COMMISSION

## S.F. ADMINISTRATIVE CODE CHAPTERS 12B and 14B WAIVER REQUEST FORM (HRC Form 201)

FOR HRC USE ONLY
Request Number: _____

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 20 AM 10:49

### Section 1. Department Information

Department Head Signature: [Signature]  
 Name of Department: Hetch Hetchy Water & Power  
 Department Address: PO Box 160  
 Contact Person: Kathy Shimer/Scott Riley  
 Phone Number: (209) 989-2059 Fax Number: (209) 989-2181

### Section 2. Contractor Information

Contractor Name: PME Babbitt Bearings Contact Person: Raymond Reidel  
 Contractor Address: 2551 Nowlin Road  
 Vendor Number (if known): 66340 Contact Phone No.: (775) 267-4858

5

### Section 3. Transaction Information

Date Waiver Request Submitted: January 15, 2009 Type of Contract: Purchase Order  
 Contract Start Date: February 2, 2009 End Date: March 3, 2009 Dollar Amount of Contract: \$18,900.00

### Section 4. Administrative Code Chapter to be Waived (please check all that apply)

- Chapter 12B
- Chapter 14B *Note: Employment and LBE subcontracting requirements may still be in force even when a 14B waiver (type A or B) is granted.*

### Section 5. Waiver Type (Letter of Justification *must* be attached, see Check List on back of page.)

- A. Sole Source
- B. Emergency (pursuant to Administrative Code §6.60 or 21.15)
- C. Public Entity
- D. No Potential Contractors Comply – Copy of waiver request sent to Board of Supervisors on: 1/16/09
- E. Government Bulk Purchasing Arrangement – Copy of waiver request sent to Board of Supervisors on: \_\_\_\_\_
- F. Sham/Shell Entity – Copy of waiver request sent to Board of Supervisors on: \_\_\_\_\_
- G. Local Business Enterprise (LBE) (for contracts in excess of \$5 million; see Admin. Code §14B.7.1.3)
- H. Subcontracting Goals

HRC ACTION	
12B Waiver Granted: _____	14B Waiver Granted: _____
12B Waiver Denied: _____	14B Waiver Denied: _____
Reason for Action: _____	
HRC Staff: _____	Date: _____
HRC Staff: _____	Date: _____
HRC Director: _____	Date: _____

DEPARTMENT ACTION – This section must be completed and returned to HRC for waiver types D, E & F.	
Date Waiver Granted: _____	Contract Dollar Amount: _____

5

## CHECK LIST

***You must complete each of the steps below before submitting this form:***

- Attempt to get the contractor to comply with Administrative Code requirements. (Applies to Chapter 12B only.)
- Include a letter of justification explaining:
  - The purpose of the contract.
  - Your department's efforts to get the contractor to comply (for Chapter 12B waivers).
  - Why the contract fits the type of waiver being requested (for example, why it is a sole source).
- Answer all questions in Sections 1-3.
- Indicate (in Section 4) which Administrative Code Chapter(s) need to be waived.
- Indicate (in Section 5) which waiver type is being requested.
- For waiver types D, E and F, submit a copy of this form to the Clerk of the Board of Supervisors and indicate where requested on the form the date this was done.

## ADDITIONAL INFORMATION

**Contract Duration:** Contracts entered into pursuant to a Chapter 12B waiver should be constructed for the shortest reasonable duration so that future contracts may be awarded to a Chapter 12B compliant contractor.

**Chapter 14B. Sole Source, Emergency and LBE Waivers:** Only the bid discounts and departmental good faith outreach efforts requirements of Chapter 14B may be waived. All other provisions of this Chapter still will be in force even if this type of waiver has been granted.

**Chapter 14B. Subcontracting Waivers:** Only the subcontracting goals may be waived. All other provisions of this Chapter still will be in force even if this type of waiver has been granted.

**Waiver Types D, E and F:** These waiver types have additional requirements:

1. The contracting department must notify the Board of Supervisor's that it has requested a waiver of this type.
2. The department must notify the HRC that it has used a waiver granted under one of these provisions. Such notification should take place within five days of the date of use by submitting to the HRC a copy of the approved waiver with the "Department Action" box completed.
3. Departments exercising waiver authority under one of these provisions must appear before a Board of Supervisors committee and report on their use of such waiver authority.

**All modifications** to waived contracts that increase the dollar amount of the contract must have prior HRC approval.

- ✓ **Additional copies** of this form may be downloaded at the Forms Center on the City's intranet at: <http://intranet/>.
- ✓ **Read the *Quick Reference Guide to HRC Waivers* for more information;** copies are available at the Forms Center on the City's intranet at: <http://intranet/>.
- ➔ **Send completed waiver requests to:** HRC, 25 Van Ness Ave., Suite 800, San Francisco, CA 94102-6033.
- ☎ **For further assistance,** contact the HRC at 415-252-2500.



Gavin Newsom  
Mayor

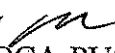
Naomi Kelly  
Director and Purchaser

Purchasing Division  
Public Utilities Commission

Date: January 15, 2009

To: Mr. Christopher M. Iglesias  
Director, Human Rights Commission

Thru: Ms. Tamra Winchester  
Contract Compliance Officer, Human Rights Commission

From: Mr. Raymond Low   
Senior Purchaser, OCA-PUC Purchasing

Subject: Chapter 12B Waiver Request  
SFPUC HHWP Refurbishment of Bearing Shoes  
Bid No. ITSF09000383/SQ

SFPUC Hetch Hetchy Water and Power is requesting your approval to award the bid to PME Babbitt Bearings.

OCA PUC Purchasing issued the invitation to bid to purchase services for Refurbishment of Bearing Shoes for Kirkwood Powerhouse Unit 1. Only two bids were received. They are PME Babbitt Bearings and Kingsbury Inc. and both bidders are not compliant with Chapter 12B.

PUC Purchasing would like to award the bid to the lowest responsive, responsible bidder PME Babbitt Bearings.

We would appreciate your favorable consideration of our request and approval of the attached waiver.

# **PME**

## **BABBITT BEARINGS**

Visit our web site at [www.pmebabbittbearings.com](http://www.pmebabbittbearings.com)

Licensee of  
**SIEMENS Power Generation**  
Authorized Repair Facility for  
**FLSmidth – FLSmidth Minerals**

**ISO 9001:2000 Registered**

January 12, 2009

**Via Email**

Mr. Raymond Low  
City and County of San Francisco  
Office of Contract Administration  
1115 Market Street, 5<sup>th</sup> Floor  
San Francisco, CA 94103

Re: Bid Number ITSF09000383/SQ – Refurbishment of Bearing Shoe

Dear Mr. Low:

We have received your Notice of Conditional Award dated January 7, 2009 for the above referenced Bid (copy attached). As you are aware, PME Babbitt Bearings (PME) provides off-site services for the repair of babbitt bearings and related components. Components to be repaired are shipped via common carrier to one of our repair facilities for refurbishment. PME has not established "nexus" with the State of California or City and County of San Francisco, as the Company does not have a base of operations within California, any real or tangible personal property situated within the State (including inventory or leased property) and does not have employees or independent contractors performing services within any of these jurisdictions. In this regard, PME would be able to timely comply with the San Francisco Business Tax Declaration, as well as provide insurance certificates and policy endorsements meeting the terms of the contract.

Additionally, PME's employment policies and practices would fully comply with the general non-discrimination requirements of the Human Rights Commission. However, after a review of the Company's employee benefit programs, we have found that the insurance carrier's available coverage and PME's benefit plans as they stand today, will not meet the requirements of San Francisco's Administrative Code Chapter 12B, unless one of the exceptions are met, or the employee benefits requirements are otherwise waived. Given the time constraints of the project, and the lead time and costs associated with a complete legal review of our Plans, amendments to Plan documents, evaluation of tax and regulatory implications, studies of the impact of Plan design changes and communication of any compliance changes to employees located in multiple states, we have concluded that these efforts, absent a waiver or other available exclusion, would not merit the undertaking required to timely bring our benefit plans into compliance with the requirements of the Administrative Code at this time.

PME Babbitt Bearings - Cincinnati  
518 W. Crescentville Road  
Cincinnati, OH 45246  
Office: (513) 671-1717  
Fax: (513) 671-3767  
Toll Free: (800) 848-7994

PME Babbitt Bearings - Atlanta  
1230 C-Six Flags Road  
Austell, GA 30168  
Office: (770) 739-4748  
Fax: (770) 739-6014  
Toll Free: (800) 537-9111

PME Babbitt Bearings - Reno  
2551 Nowlin Road  
Minden, NV 89423  
Office: (775) 267-4858  
Fax: (775) 267-4543  
Toll Free: (800) 535-1388

Mr. Raymond Low  
City and County of San Francisco  
January 12, 2009  
Page 2

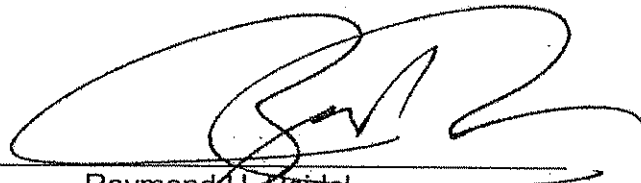
We therefore request that our other qualifications, including ISO Registration, references, warranty program and performance history, be fully considered when deciding whether to award the contract to PME or a competitive bidder.

Please notify us as to whether PME is entitled to utilize one of the available exceptions to the employee benefit plan requirements, or if the Commission, when considering the circumstances of this case and magnitude of the project, waives the requirements for this Bid. We will delay the submission of further documentation until such time as we receive further guidance from you and the Commission.

Best regards,

PME BABBITT BEARINGS

By:

A large, stylized handwritten signature in black ink, appearing to read 'R. Reidel', is written over a horizontal line.

Raymond H. Reidel  
CFO & General Manger

cc: Mr. Jim Hemingway, Plant Manager (Reno, Nevada)  
Mr. Chet Chaffin



City and County of San Francisco

Office of Contract Administration



Gavin Newsom  
Mayor

Naomi Kelly  
Director/Purchaser  
PUC Purchasing

January 7, 2009

PME Babbitt Bearings  
2551 Nowlin Road  
Minden, NV 89423  
Attn: Mr. Jim Hemingway

Subject: Notice of Conditional Award

Reference: Bid No. ITSF09000383/SQ – Refurbishment of Bearing Shoe

Dear Mr. Hemingway:

The City has finished its evaluation of the referenced Bid No. ITSF09000383/SQ – Refurbishment of Bearing Shoe and is pleased to inform you that your offer meets the requirements of the contract. The City performed its due diligence in evaluating your bid. Therefore, in accordance with Special Bid Conditions S24, Insurance required, the City and County of San Francisco intends to award the following item(s) to your company:

**Item(s) 1 Refurbishment of the Thrust Bearing Shoe**

In order to comply with this contractual provision, please furnish the documents indicated below as soon as possible to my attention:

- **San Francisco Business Tax Declaration, Form Number P-25**
- **S.F. Administration Code Chapters 12B & 12C Declaration: Nondiscrimination in Contracts and Benefits, Form Number HRC-12B-101**
- **Insurance Certificates: General Liability, Auto Liability, & Workers Compensation & other**
- **Additional Insured Policy Endorsements: General Liability & Auto Liability**
- **Insurance Certificate: Workers Compensation with Employers' Liability limits not less than \$1,000,000 each accident**

\*This notice is not a "Notice to Proceed". After the above-requested documents have been received and approved, a separate award document will be issued. The award document will serve as Contractor's/Vendor's "notice to proceed".

Failure to submit the required documents within ten (10) working days may make this Notice of Conditional Award null and void and your bid will be considered non-responsive.

Sincerely,

A handwritten signature in black ink, appearing to read "Raymond Low".

Raymond Low  
Senior Purchaser  
(415) 487-5267

C: BOS email

**DAVID TORNHEIM**

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

2009 JAN 20 PM 3:53

BY SW

January 20, 2009

VIA E-MAIL AND HAND-DELIVERY

(6)

To: San Francisco Board of Supervisors

Re: Rules Committee (Items #1 and #2)  
Thursday, January 22, 2009  
Board of Supervisors File Nos. 081545 and 081546  
Opposition to Appointment of Jonathan Pearlman (Seat 2) to HPC

Dear Supervisors:

I am writing to oppose Jonathan Pearlman's nomination for Seat No. 2 on the Historic Preservation Commission (HPC). I encountered Mr. Pearlman as the developer's preservation architect on the Harding Theater project. I have been active since December 2004 in advocating the historic significance of the Harding.

Mr. Pearlman has displayed a deep-seated bias against initiatives by the preservation community and a pronounced bias in favor of developers seeking to avoid complying with the historic preservation laws. His bias runs contrary to Proposition J's requirement that members of the HPC be "qualified by reason of interest, competence, knowledge, training and experience in the historic, architectural, aesthetic, and cultural traditions of the City, interested in the preservation of its historic structures, sites and areas, and residents of the City."

Mr. Pearlman's bias is evident from his record on the Harding. In a September 2, 2008 letter to the Planning Department regarding the Harding, Mr. Pearlman wrote "The Harding has been vacant for four years now due to the objections of a few project opponents.... The community is robbed of years of positive development because of obstructionist tactics."

The facts regarding these "obstructionist tactics" by a "few project opponents" are as follows:

In December 2004, the owner of the Harding obtained Planning Commission approval to demolish the entire theater, arguing that the building has no historic significance. Mr. Pearlman supported the developer's position with a report stating "much of [the theater's] character has been stripped away.... While it has integrity

(6)

..., the original marquee, storefronts, the ticket booth and much of the façade ornament have been removed leaving little or no character-defining features. Although much of the interior remains intact, it is a rather ordinary example of theater design of its day...."

The preservation community, including SF Heritage, San Francisco Neighborhood Theater Foundation, Friends of 1800, and Victorian Alliance, rallied before the Board of Supervisors to advocate the historical significance of the Harding.

In April 2005, the Planning Department refused to defend the Negative Declaration before the Board of Supervisors. The demolition approvals were accordingly set aside.

Despite Mr. Pearlman's vigorous advocacy that the Harding is not historically significant, in October 2006, the Planning Department found that the Harding Theater is eligible for listing on the California Register of Historical Resources. The author of the report, Moses Corrette, agreed with the opponents' architectural historians, Christopher VerPlanck, Katherine Petrin, and Gary Lee Parks, that the Harding is exceptional for its integrity as a 1920s theater. According to Mr. Parks, who made an in-depth study, the Harding is the most intact remaining example of the renowned Reid Brothers' theaters in San Francisco.

Without the opponents' "obstructionist tactics", the developer, with Mr. Pearlman's assistance, would have succeeded in demolishing a certified historic building without environmental review.

During 2006-08, Mr. Pearlman continued to provide consulting services to the developer to fashion a plan that would allow a Negative Declaration for the Harding condominium/retail conversion project. The eventual plan was to demolish the Harding stage house to build condominiums, remove all seats, and level the theater floor to create commercial space.

On November 13, 2008, the Negative Declaration for this plan came before the Planning Commission. Mr. Pearlman wrote a lengthy letter and testified that, despite demolition of the Harding stage house, demolition and flattening of the original raked auditorium floor, installation of bathrooms in the auditorium proper, and elimination of historic access to the mezzanine and balcony, the project would not adversely affect the historic character of the theater.

Over thirty people came to the afternoon Planning Commission hearing to testify in favor of preserving theater and other community uses of the Harding, including Western Addition residents, numerous members of the theater community, preservationists, members of the African-American community, and at least one merchant. Only about five people testified in favor of the project.

A central issue was whether the Harding stage and scenery fly contribute to the historic character of the theater. Notably, in his 2005 report, Mr. Pearlman had reported that "the back of the [Harding stage] house area looks like it may have been designed for legitimate or vaudeville theater due to the depth of the stage area, its tall fly loft and what appears to be gridwork anchoring for rigging.... There are stairs that go to a basement area under the stage on each side which may have included dressing rooms and a green room for orchestra members. There are no permits or drawings that show an addition of stage or fly loft area suggesting that they are probably original and added during construction in 1926."

In a dramatic reversal, Mr. Pearlman claimed in his September 2, 2008 letter to the Planning Department that the Harding stage had never been intended or used for vaudeville. He noted the demise of vaudeville with the advent of talkies at the end of the 1920s, adding that "The theaters that were used for vaudeville were built decades before the Harding and it is highly unlikely that Samuel Levin [who built the Harding] ... would have invested his time or money into the dying theater style."

Opponents provided the Planning Commission newspaper movie listings from 1926-1928 (attached), showing that Mr. Levin had prominently advertised the Harding as a vaudeville venue. Further, contrary to Mr. Pearlman's assertion that by 1926, vaudeville theaters were no longer being built, opponents showed that as late as 1929 the Reid Brothers had included a vaudeville stage in their National Register Redwood City Fox Theater, and that the 1926 San Francisco Orpheum Theater was built with a vaudeville stage.

At the Planning Commission Mr. Pearlman nevertheless persisted in the claim that the Harding stage had never been intended or used for vaudeville performances. Indeed, even after the Planning Commission hearing, on December 19, 2008, Mr. Pearlman wrote to the Chronicle, gratuitously and again falsely claiming that "The theater was built for movies, not vaudeville."

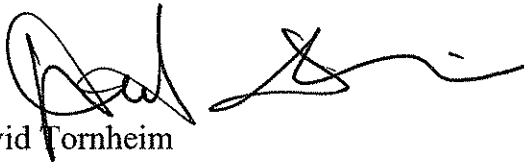
The Planning Commission voted unanimously 7-0 to reject Mr. Pearlman's claims and require an EIR.

Therefore, the opponents, whose testimony overwhelmed the handful of supporters, vindicated historic preservation laws by forcing the legally required environmental review of the demolition of the Harding's stage house and the radical transformation of the theater into commercial space.

In summary, Mr. Pearlman has publicly branded our successful efforts to defend the Harding against violations of the preservation laws as "obstructionist" and "robbing" San Francisco of "positive" development. As he said in his September 2, 2008 letter, he sees compliance with these laws as a nuisance and impediment to development, and believes we should trust developers "to save our architectural heritage as they are the only ones who have the will and the means to undertake the complex and difficult projects."

We should not entrust the voters' mandate in creating the Historic Preservation Commission to a person who reflexively views people who vindicate preservation laws as unjustly standing in the way of development, and who will go to great lengths to ignore the evidence before him to clear the way for destroying or critically compromising historic buildings.

Very Truly Yours,



David Tornheim

Enclosure

CC:	Michael Yarne	(via e-mail only)
	Rich Hillis	(via e-mail only)
	Gavin Newsom	(via e-mail only)
	Planning Commissioners	(via e-mail only)
	Jonathan Pearlman	(via e-mail only)

Chronicle and Examiner Newspaper  
Entertainment Listings from the 1920s  
Advertising Vaudeville and Live Stage Acts  
at the Harding Theater  
and Other San Francisco Theaters

Newspaper Advertising of  
Vaudeville and Live Stage Acts  
at the Harding Theater



A First National Picture

# RICHARD BARTHELMLESS

with DOROTHY MACKAILL and splendid cast

## "RANSON'S FOLLY"

Richard Harding Davis Story

More interesting than "Classmates"

The Best Music in Town

WALT ROESNER and the Super-Soloists

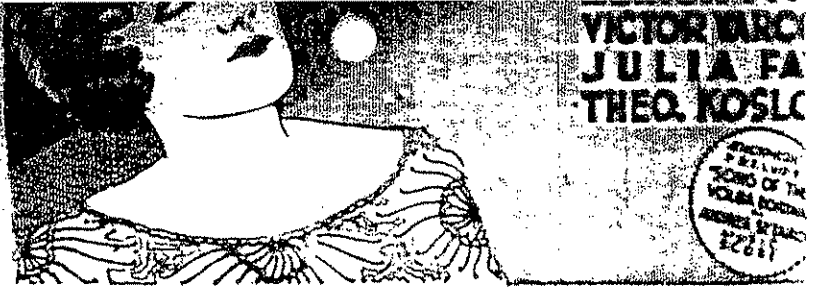
Walt Has a New Playmate

ROSE VALYDA

showing "a la Well Kelly"

Franchon & Marco's "DANCE-A-LOGUE" Cast of 40 with DEWEY BARTO

**LOEWS WARFIELD**  
 DIRECTOR: WEST COAST THEATRES, INC.  
 SAN FRANCISCO CHATEAU ENTERTAINMENT



VICTOR MARCO  
 JULIA FARNHAM  
 THEO. KOSLO

FRANCHON & MARCO'S  
 "DANCE-A-LOGUE"  
 CAST OF 40  
 WITH DEWEY BARTO

### ALEXANDRIA

One of the Greatest N. Lovin' Theaters  
 Today, Tomorrow—James Cagney's  
**"MANNEQUIN"**  
 Frankie Hepner's \$50,000 Play  
**BEN BLACK**  
 Starring: Matinee Today  
 Harold Darr. (All Week)

### CONSUM

Another Brilliant N. Lovin' Theater  
 Today—Matinee and Night  
**THE NEW COMMANDMENT**  
 Blanche Sweet in Ben Lyon  
 8 Days Starts Sunday  
**COHENS & KELLYS**  
**MILT FRANKLYN**  
 THE PRINCE OF PEP

### HARDING

VAUDEVILLE  
 "The Man on the Box"  
**SYD CHAPLIN**  
 Sunday—Box Branch  
 "The Auction Block"  
 "20 Minutes in Radio KFWT"

### COLUMBIA

Eddy at Mason Phone Garfield 2100  
 MATINEE TODAY  
 FINAL WEEK Begins SUNDAY  
**EXTRA MATINEE MONDAY**  
**DUNCAN SISTERS**  
 IN THEIR MUSIC-COMEDY CLASSIC  
**"TOPSY AND EVA"**  
 NOTE! All children standing the balcony and Sunday matinee are invited on the stage after the performance to meet TOPSY and EVA, who will have a special for each and every one.  
 Matinee (Wednesday) and Saturday (LAST TIME SATURDAY JUNE 5)

### HENRY DUFFY PRODUCT

NIGHTS—25c, 50c, 75c, \$1.00, \$1.25

## PRESIDENT

THIS and NEXT WEEK ONLY—Hurry  
**4 BARGAIN MATINEES—TODAY, TOMORROW, MONDAY (MEMORIAL DAY) AND TUESDAY**  
 THE HENRY DUFFY PLAYERS

# APPLESAU

AN AMERICAN COMEDY

June 6, "THE BAT" FIRST AND OF THE SEASON

## ALCAZAR

Matinee Today—25c, 50c, 75c. Last Time  
**HENRY DUFFY in "BADGES"**  
 TOMORROW NIGHT—SEATS  
 SPECIAL HOLIDAY MATINEE MONDAY 2

## HENRY DUFFY

# KEMP

With Dale Winter, Lou Hennison, Ed

5-29-1926



*to Jim  
I just come from  
the Phil Powers show  
but, of course, he  
knows I only told  
you I was feeling well.  
I told outside, when  
we home.  
You can't leave  
me. It's not me alone  
I got to suffer. I told  
you give you up, but Jim  
it do it. My heart is  
it crying for you.*

# ICE

DRY OF A CROOK  
WITH  
**WARNER  
AND HATTON  
EYNOLDS  
THE FELLOWS  
PEARSON  
MULHALL**

and Hear  
**on Talley**  
ION THROUGH THE  
ELECTROLA  
from "Eleanore"  
CALIFORNIA  
ESTRA  
LOW—50 MUSICIANS  
OF 16 VOICES  
DU MONEY!

**CASINO 15**  
ELLIS AT MASON  
TODAY ONLY  
GENE STRATTON PORTER'S  
"KEEPER OF THE BEES"  
"SATAN AND SABLES"  
SUNDAY and MONDAY  
**"THE MERRY  
WIDOW"**  
Mae Murray  
John Gilbert **15**

# BOAT

WILLIAM BOYD  
ELINOR FAIR  
JULIA FAYE  
VICTOR VARCONI  
THEO. KOSLOFF

STARTS NEXT SATURDAY—  
The Film Sensation of the Year!

## "The UNKNOWN SOLDIER"

ONE OF THE PUBLIX THEATRES  
**St. Francis**  
THEATRE  
MARKET ST. AT MASON

AN ANDREA BETARD MUSIC SCORE  
SCRIP BOOKS SAVE YOU MONEY

**PRESIDENT** Phone Hemlock 22  
MOALLISTER and MARKET STREETS  
Mat. Today 25c, 50c, 75c  
Tonight—Last Time  
**"APPLESAUCE"**  
An American Comedy  
TOMORROW MATINEE  
**THE BAT**  
FUN AND THRILLS  
Nights: 25c, 50c, 75c, \$1, \$1.25

**ALCAZAR** O'Farrell Bl. at Powell Ph. Kearny 2  
Mat. Today, 25c, 50c, 75c  
**HENRY DUFFY**  
A MERRY MARITAL 121 HE'S A PLUMBER  
**KEMPY**  
WITH LOUIS KENNISON  
DALE WINTER EDITH LYLE  
Nights: 25c, 50c, 75c, \$1, \$1.25

**ALEXANDRIA** GEARY at 18th  
One of the Samuel H. Levin Theaters  
TODAY and SUN.—MICHAEL ARLEN'S  
**"DANGER OF PARIS"**  
Conway Tearle, Dorothy Mackall  
Kiddies' Mat. "Three Musketeers"  
DOUGLAS FAIRBANKS (Today)  
Ben Black and His Band

**COLISEUM** ELEMENT at 9th  
Another Samuel H. Levin Theater  
TODAY—MATINEE and EVE.  
RAYMOND GRIFFITH  
**"HANDS UP"**  
3 DAYS—STARTS SUNDAY  
SYD CHAPLIN  
"OH, WHAT A NURSE"  
MILT FRANKLYN PRINCE OF PEZ

**HARDING** MARKET at HAYES  
Newest Samuel H. Levin Theater  
TODAY—REX BRADY'S  
**"THE GOOSE WOMAN"**  
Vaudeville  
SUNDAY—DOUBLE BILL  
JACKIE COOGAN  
"OLD CLOTHES"  
And "PEACOCK FEATHERS"

HATTON  
**MARGARET  
MORRIS  
TOM KENNED**  
IT'S A  
PARAMOUNT!

ON THE STAGE  
Another Great Act  
**"A NOVELTY  
CONCERT"**  
With a number of specialty  
artists and the Synco-Sym-  
phonists under the direc-  
tion of  
**DON WILKINS**  
Buster Brown Comedy  
**"BUSTER HELPS DAD"**  
In which Buster, Tige and  
Mary "help dad" and help  
you to laughter.  
Last Complete Show Starts 10:30

**GRANADA**  
ONE OF THE PUBLIX THEATRES

**CURRAN** TONIGHT 1:30 BRAN  
Matinee Today, 50c to \$  
The Sweetheart of  
MUSICAL COMEDIES

**PATSY**  
WITH  
**LOU HOLTZ  
GLORIA FOY**  
ALAN EDWARDS—BILLIE DE REX  
GERALD OLIVER SMITH  
COMPANY OF 100  
SEATS NOW  
FOR NEXT WEEK  
Nights 50c to \$2.00  
Tue, Mat, Wed., 40c to \$1.50  
GOOD BALCONY SEATS \$1  
Will Not Play Outland

**BASEBALL**  
TODAY  
**HOLLYWOOD**  
vs.  
**MISSION**  
Daily at 2:45 P. M.  
Sunday Morning 10:30

6-5-1926

DAVID BUTLER  
 SOCIETY SCANDALS  
 GARDEN SISTERS  
 HELEN PETERSON  
 CYCLONIC SPECIALTY  
 DON GEORGE  
 VITAGES  
 MARKET AT CIVIC CENTER  
 DAVE VINE  
 WIFE 2ND OTHERWISE  
 MARY & MARY SCRANTON  
 LIVE WIRES  
 ANGEL CITY QUARTET  
 FAVORITE HARMONISTS  
 ONALITY CAMERAS

FRY BRONSON & EDITH EVANS  
 DE 1 PLAZA and JUANITA REVUE  
 SUNSET FOUR  
 WARD & VAN  
 (De Michele Bros.)  
 In "OFF KEY"  
 Features News Scenes Comedy  
 Orchestra Sweeten and Orchestra  
 Photoplay—Exclusive Showing  
 "THE EXQUISITE SINNER"  
 CONRAD NAGEL—RENE ADORRE

PAUL H. LEVIN THEATRES  
 ALEXANDRIA  
 STARTS TODAY ONE ENTIRE WEEK  
 NORMA TAMMAGE  
 RONALD COWMAN  
 KIKI  
 MATINEE DAILY  
 BEN BLACK AND BAND  
 COLISEUM  
 Charles Ray—Pauline Starke  
 BRIGHT LIGHTS  
 MATINEE DAILY  
 MILT FRANKLYN  
 PRINCE OF DEE  
 HARRING  
 VAUDEVILLE  
 GEORGE O'BRIEN  
 THE FIGHTING HEART  
 Sunday "KIKI"

CURRAN TONIGHT 8:30 Sharp  
 MATINEE TODAY  
 The Sweetheart of Musical Comedies  
 DATCV

6-26-1926

THIS IS "SAINA",  
HALF-CASTE  
DANCING BEAUTY.

Her cobra charms  
lured clutching

# YELLOW FINGERS

FROM THE FAR  
CORNERS OF THE EAST

Here is Adventure!  
Here is Romance!  
Here are Thrills!  
FOLLOW THEIR CALL!

**OLIVE BORDEN**  
*as the fiery dancing girl  
and a great cast!*

DRAMA "ROMANCE" INKIL  
Enacted by a cast of thousand  
and the amazing climax of  
**CUSTER'S LAST STAND**

MARKET OFF MASON

# ST. FRANC

ONE OF THE  
PUBLIX THEATRES

ATMOSPHERIC PRELUDE  
AN ANDREA SETARO MUSIC SCORE

SCRIP BOOKS SAVE YOU MONEY!

**CURRAN MATINEE TODAY**

"I liked it, went off with a  
post-fourth of July bang."  
—Edw. J. Ross, in "Examiner."  
**LOUIS O. MACLON**  
Presents the  
Falm Marsh Musical Hit

# TIP TOES

GEO. GERSHWIN'S NEW MUSIC  
40-50-60-70-80-90-100-110-120-130-140-150  
FOUR SUNDAY STAGE

**EDDIE DUFFELL - EDDIE NELSON  
DINA MURSON - CHARLES HOWARD**

SEATS NOW FOR NEXT WEEK  
Prices, Box, 50c to \$1.00; Bal., 50c to \$1.00

SAMUEL H.  
LEVIN THEATRES

# ALEXANDRIA

WALLACE BEERY  
RAYMOND HATTON  
MARY BRIAN

BEN BLACK  
AND DAVE

# BEHIND FRONT

COLISEUM

REX BEACH'S  
THE  
BARRIER

LIONEL BARRYMORE - NORMAN KERRY

TOS. MEIGHAN  
B. HOW RICHMOND

MILLY FRANKLYN

# HARDING VAUDEVILLE

THE  
TORRENT

RICARDO CORTIZ - GRETA GARBO

# COLUM

Kody at Mason - Phau  
MATINEE T  
Tonight - In  
GREAT OD-STAR  
MARGARET

# ANGLIN

IN A SUPERB D  
"CAROL"  
preceded by the one  
"PEG, THE A  
BEGINNING W  
MARGARET  
ANGLIN -  
IN GEORGE BERNH  
"CANDI  
Matinee Wednesday

# BASE

TODAY  
SEAT  
US.  
SANFRAN  
Daily at 2:4  
Sunday Morn  
CHRONICLE W  
WILL SELL TH  
Phone SUTTE

**WILKES** SEATS ON  
BACK NOW

Opening MONDAY EVE.  
LOUIS O. MACLON Presents

# PAULINE FREDERICK

Returning to the stage in  
Sidney Howard's New Play

# "LUCKY SAM McCARVER"

with JOHN OSMONWELL

Even. 50c to \$2.00; Mat. Wed.  
and Sat. 50c to \$2.00.

Great Program of Unusual Added Attractions!

A New Note in Music and Screen Entertainment  
**DEAR TO THE HEARTS OF ALL!**  
"SONGS OF IRELAND"  
Presented by the Ladies of Killarney, and musically interpreted by  
**KAX DOLIN** and the  
**CALIFORNIA CONCERT ORCHESTRA**  
"TOP" CONCERT NOON TOMORROW

**NAL ROACH COMEDY - "LONG PANTS"**  
The Funniest in Many Months

Teatro    Scenic Beautiful    News Views

# California

One of the  
Publix  
Theatres

SCRIP BOOKS  
SAVE YOU  
MONEY!

7-10-1926



Phone  
 88  
 STREETS  
 75c  
 MONTH  
 YEARS  
 FEST  
 and  
 Like  
 call.  
 WEEKS  
 \$1.25  
 Powell St.  
 Kearn  
 75c  
 Starts  
 MOR.  
 NOW  
 Offer  
 CENTURY/  
 10 YEARS  
 IN  
 YORK  
 RTELS  
 \$1.25  
 T ADS  
 HOUSE  
 000

**The YOUNGERS**  
 AMUSES! ASTOUNDS! PUZZLES! BEWILDERS!  
 THE MOST AMAZING MYSTIC OF ALL TIMES  
**The Great NICOLA**  
 SEE NICOLA'S GREAT TRUNK MYSTERY  
 THE ONLY WHITE MAN TO BEAT THE FAKIRS OF THE FAR EAST AT THEIR OWN GAME

**COLUMBIA**  
 EDDY AT MASON Phone Garfield 2188  
 MARGARET BLANCHE  
**ANGLIN-BATES**  
 MATINEE TODAY—LAST TIME  
 G. BERNARD SHAW'S  
**"CANDIDA"**  
 Beg. MONDAY: Mats. Wed. & Sat.  
 MARGARET BLANCHE  
**ANGLIN and BATES**  
 in Zoe Akin's Comedy  
**"The Texas Nightingale"**  
 Matinees Wednesday, Saturday  
 GREEK THEATER TONIGHT  
 Berkeley  
**MISS ANGLIN**  
 Will Present Her Unforgettable  
**"ELECTRA"**  
 Seats at Sherman, Clay & Co.  
 Also Columbia Theater

**BASEBALL**  
 TODAY  
**MISSIONS**  
 vs.  
**SAN FRANCISCO**  
 Daily at 2:45 P. M.  
 Sunday Morning, 10:30

SAMUEL H. LEVIN THEATRES  
**ALEXANDRIA**  
 Corinne Griffith  
**ALLE. MODISTE**  
 BEN BLACK AND BAND MATINEE DAILY  
**HARDING**  
 VALDEVILLE  
 "WHY WOMEN LOVE"  
**COLISEUM**  
**The FIRST YEAR**  
 with MATT MOORE  
 MILT FRANKLYN PRINCE OF PEP Matinee Daily



7-24-1926

mother's of-  
my work,  
and my arm,  
d man said,  
ary to come  
Royce of-

The new \$100,000 elementary school to be built in this city bear the name "Harding." It had been suggested that the Board of Education name the school after some prominent woman.

San Francisco. "The Associated Charities by its groceries, vegetables and fruit in large quantities and distributes them directly from its own building," the report said.



# LON CHANEY

Built the Foundation of His Career in

## The PENALTY

Never Has He Surpassed His Playing of "Blissard."

The 1926 New Edition

A Story of the Barbary Coast of Olden Days

Metro-Goldwyn-Mayer Picture

Fashion and Marce present

# RENIE RIANO

International Dancing Star  
"GILDED KISSES"

with Helen Hughes — Arline Laagan — Natalie Harrison — Dorothy Crocker — Valerie Wade  
Adm. Broadcast

WANT TO BE KNOWN

7-31-1926

THE JO  
THE SI  
VILMA  
A UNITED ARTS  
RAY  
THE  
JIMPE

SAMUEL H. LEVIN THEATRES

### ALEXANDRIA

Gloria Swanson  
The UNTAMED LADY  
BEN BLACK AND BAND  
HARDING

### VADEVILLE

Joanna DOROTHY JACKAILE

### COLISEUM

Norma Shearer  
DEVIL'S CIRCUS  
STAN MANSON KIDDER  
MINE

Seats 50c and \$1.10  
FOR GRAND CONCERT  
SALT LAKE  
TABERNACLE  
CHOIR  
A THRILLING ENSEMBLE"

225 Superb Singers Traveling  
in Three Special Trains of  
25 Pullmans  
ANTHONY C. LUND, Conductor

**Theater**

of Ibsen's "The Master Build

and "John Gabriel Borkam," is sponsoring a dollar theater to be opened in New York October 18 with Jacinto Benevente's "Saturday Night." It will be called the Civic Repertory Theater, and Otto H. Kahn is said to be financial backer of the venture.

During the season—the playhouse where performances are to be given is not mentioned in the New York Herald-Tribune, account of the enterprise—it is proposed to present, among other things, Chekov's "The Three Sisters," "La Locandiera," by Goldoni; "The Silver Box," by Galsworthy, produced by Ethel Barrymore some years ago; Granville Harley Barker's "The Secret of Life"; Twelfth Night," by Shakespeare; Ibsen's "The Pillars of Society," as well as the two plays by the Norwegian master given this season; Maeterlinck's charming "Sister Beatrice," which tells the same story as that which forms the plot of Morris Gest's spectacle, "The Miracle"; and "The Cradle Song," by Sierra.

A formidable undertaking, this, and possibly and expensive one to its backers. Channing Pollock planned a dollar theater two or three years ago and recently said he had not given up the idea, but it has not yet become a reality. Prices at the Civic Repertory Theater will run from 35 cents to \$1.

\* \* \*

George White sees Ray Goetz' \$25 a seat for the debut of La Meller, who is to be seen here at the Columbia Theater Sunday

**Some Price Asked For Seats**

and Monday nights, June 20 and 21, and goes him \$25 better for the best seats at the premiere of his "Scandals" June 14 at the Apollo Theater, New York.

Prices will be from \$5 to \$50 with war tax added, which seems the extreme limit to which a first night sale can go. At the El Capitan Theater in Hollywood, opened recently with "Charlotte's Revue," which is scheduled to come here to the Curran Theater some time soon, \$15 was asked and given for the best seats, and if you remember, for the first night here of Joe Redding and Templeton Crocker's grand opera, "Fay-Yen-Fah," the house was packed at \$10 per "copy."

**"Mare Nostrum" to B Final at Imperial**

"Mare Nostrum," the Rex Ingram picture with Alice Terry and Antonio Moreno as its stars, will be shown for the last times today at the Imperial Theater.

Tomorrow Gilda Gray, dancing star of Ziegfeld's "Follies" for several seasons and creator of tropic dances, makes her screen debut in "Alorna of the South Seas," a picture directed by Maurice Tourneur, and taken from the stage play by John B. Hynter and Leroy Clemens.

The picture was received enthusiastically in New York, where it broke all records for attendance at the Rialto Theater.

**Harding Theater Shows Rin-Tin-Tin**

The beautiful new Harding Theater will have Rin-Tin-Tin in "Below the Line" as its feature picture today and tomorrow, shown with Monty Banks in "Keep Smiling." In "Below the Line" June Marlowe, John Harron and Victor Potel have important roles. Tomorrow night the O'Neill Kiddies will be seen in a song and dance revue.

Saturday "The Goose Woman," made from the Rex Beach story, will be shown. Louise Dresser, Jack Pickford and Constance Bennett have the principal parts. There will also be a vaudeville bill on the stage.

**Twain's Delicious Satire at Pantages**

Mark Twain's delicious satire, "A Connecticut Yankee in King Arthur's Court," which was a sensational laughing success several seasons ago, has been reissued and newly titled and will be shown on the screen of the Pantages Theater, beginning Saturday. Harry Myers, Pauline Starke and George Seligmann have the principal roles among many well-known players.

A strong vaudeville bill will accompany the showing of this classic among pictures.

**Hollywood Studio Gossip**

Special Dispatch to The Chronicle

HOLLYWOOD, June 2.—Helen Jerome Eddy, who is one of the champion free lance, or independent, stars in the business, has been given the principal feminine role in Allan Dwan's "Padlocked," which he is making for Paramount. It's the biggest part she has ever gotten and will probably mean that a contract with the Lasky organization will await her on the completion of that film. Helen has been one of the lesser stars for some years, her work having been principally with George Beban. She takes a fling at vaudeville occasionally.

\* \* \*

Ed Garvey, famed as All-American tackle of Notre Dame, captain of Red Grange's professional pigskin chasers and for a brief spell aspirant to heavy weight boxing laurels, has quit the athletic business for the movies. He is now third assistant director to Allan Dwan.

\* \* \*

Out of deference to Famous Players and their forthcoming production of "Kid Boots," C. C. Burr, producer of Johnny Hines comedies, has abandoned the idea of presenting Hines in "Kid Gloves" until at least a year after the completion of the release of "Kid Boots." Burr is to start work on the latter production shortly. Famous Players abandoned the title "The Early Bird," a few months ago, because Hines had a picture with a similar name. Tit for tat, in other words.

**GILDA, THE RADIANT  
GILDA, EMPRESS OF THE DANCE  
GILDA, SWEETHEART OF THE FOLLIES**

**GILDA**



**ALCAZAR** O'Farrell St. at Powell Ph. Kearny 2  
Mat. Sat., 25c, 50c, 75c  
**HENRY DUFFY**  
A MERRY MARRIAGE MIX-UP HE'S A PLUMBER!  
**KEMPTON**

**Strenuous**  
NOW PLAYING:  
THE MASTERPIECE OF A MASTER PRODUCER  
**CECIL B. DE MILLES**  
production

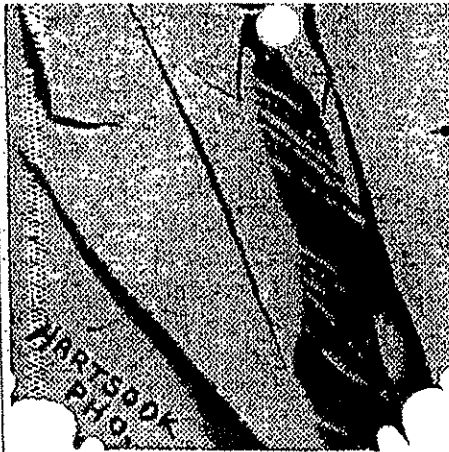


...Wiggins...  
brook Farm," is about a little country girl who is mistreated by her two spinster aunts, but is finally rescued from their tyranny by a fine young chap who is deeply in love with Nancy.

Chief among the musical numbers in the piece are "Nancy," "Loving You," "Moonlight's Calling," and in lighter vein, "Firecrackers," and "Take a Little Nip."

In the cast with Miss Welford are Rex Cherryman, Lou Archer, Betty Gallagher, Nancy Carroll, Maude Truax, Jane Darwell, Iva Shepard and George Guhl.

Final performances of "Rose-Marie" will be given this afternoon and tonight, when it will finish a successful two weeks' engagement.



Lou Archer, who has the principal comedy role in "Nancy," which will open at the Wilkes Theater tomorrow night.

## Coast Dentists Arrive for Meet

### Alumni Convention Opens Next Week

Hundreds of dentists from Pacific Coast cities and sections of the East arrived in San Francisco yesterday and scores more are expected during the week-end to attend the annual convention of the Alumni Association of the College of Physicians and Surgeons here on Monday and Tuesday. Dr. Ernest G. Sloman, superintendent of the college, estimated more than 1000 would attend the two-day session.

Fifty-five dental clinics will be held Monday following the opening session at which Dr. Paul J. Boyens, president of the association; Dr. Shirley J. Ashby, past president; Dr. E. C. Clendenin of Palo Alto, Dr. Albert Minor Barter of San Jose, and Dr. Fred W. Burlingame, the secretary, will speak. Dr. Arthur W. Meyer, of Stanford University, will address the dentists at a luncheon Tuesday at the Hotel Whitcomb.

Facial defects women grieve over can be remedied by changes in the alignment of teeth, declared Dr. Albert Leland Le Gro, former president of the Michigan State Dental Society, who arrived yesterday. Dr. Le Gro has prepared a paper on that subject which he will read at the convention.

Leading woman Dix in "Say It will be shown Canada Theater.

## Ribbon to Pantages

### Assist With City Test

and company head after bill beginning a comedy play-former Mack Sen-

ist in making the 400 girls selected and who entered "equality" contest, made on the stage sing the studio of at San Mateo. tests will be made ice next week. vaudeville program and company in "the Great Lover"; tones, monologist, and plays har- Frank and Ray in which one of the impersonation; innette, darktown duo, and the Ca-

his merry musi- heard in concert

Wouldn't Work" the week. It is

## Clara Bow Appears In Harding Picture

The Harding Theater has "The Scarlet West" today, shown with a vaudeville performance for the day only. Clara Bow, recently prominent in the newspapers in a romance that ended in an attempt at suicide on the part of the man, is in the picture. Eddie Harkness and his orchestra provide the music.

Syd Chaplin begins a three-day showing tomorrow in "Oh, What a Nurse," in which Patsy Ruth Miller is the lady, to win whom he puts on women's clothes.

## Polish Home Builders Plan Surprise Dance

Members of the Polish Home Building Committee will be hosts tonight at a surprise dance to be given at the San Francisco Gymnasium Club, 2460 Sutter street. Miss Josephine O'Neill, a member of the Polish Literary and Dramatic Circle, will provide an especial feature in a number of solo dances. Members of the committee are completing details involved in their purchase of a home located at the southeast corner of Twenty-second and Shotwell streets, and which has been named the Polish Club. The plan is to begin building a special section on July 12 at Madrone Park, in Pinehurst.

ner-extensive repetition each song in costume each a complete and personation.

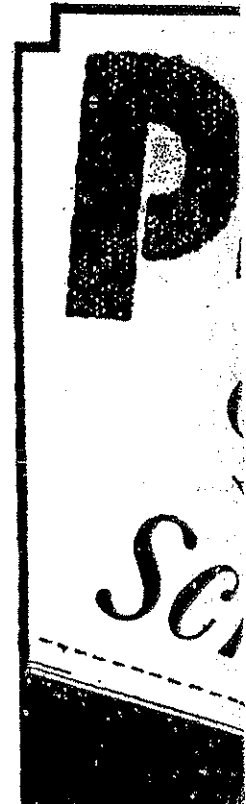
At the conclusion of ment here La Meller's 6000-mile journey to luded only eight cities can tournee.

## Duffy's Plan 'Bat' Anoth

Henry Duffy's ann tion of keeping pla President Theater 6 only will take "The Saturday night, so a remains to see Euel the shrewd old spin delia Van Gorder, on in her deliciously de tion of Lizzie, the se for whom Miss Coope a whine that matche rors exactly. In the Laurence, Kenneth Thomas Brower, Fr. Earl Lee, John M William Abram.

Sunday afternoon will give the first per of John V. A. Wery Abbott's comedy, "I Leave 'Em."

TO INSTALL FLO SANTA BARBAR Floodlights for Estad ness district, will re pole system. The ph by the City Council a stration, staged by pert. The new plan set off the new Spa along the street.



# OLD LOVES AND NEW



Early when in Stamford, plays were The new Bryant and have its test An Imagina-

writing tunes h his wife is ld wife being Greenwood, ho Hit Nat- all and Rus- uthors. Miss rning Bath," ood was so

Sims' play, ning Play New ater

t house will used to be o San Fran- vline on the She is a edbury, the

stage direc- re, and Ed- e associated ngement of

ucer of "The h is one of y successes, t of putting an of "The to be called

played the role through long run of ch (nin)" in Francisco, the head of cast that is comedy by wrote "The

the First National ex- gives these hectic days. For the our First National units which are busily engaged in production on the West Coast are scattered in three different studios.

The Colleen Moore unit making "Delicatessen," which is the production's tentative title, is functioning at Fine Arts studios, on the same stage with the company making "Midnight Lovers," both under John McCormick's management. Lewis Stone and Anna Q. Nilsson are featured in this production.

The unit to make "Forever After," with Lloyd Hughes and Mary Astor, and managed by B. P. Fineman, is preparing for production at Metropolitan studios. The Harry Langdon company, which is in the middle of production on "The Yes Man," also a tentative title, is still located at the United studios.

### Harding Theater Is Closing Hogan Alley

"Hogan's Alley," with Monte Blue, Natsy Ruth Miller and others, will close a two days' run at the Harding Theater today. Tomorrow Aileen Pringle, San Francisco actress, will be shown in "The Mystic," and tomorrow night the Sylvia Hanson Kiddies will be seen in a song and dance revue.

Saturday George O'Brien will appear in "The Fighting Heart," and there will be a bill of high-class vaudeville.

Night Hawk," in which Mary Newcomb played for a time last season. Paul Trebitsch is the producer of "Sunshine," and besides Pollock there are in the cast Eleanor Harvey, Robert Craig and Byron Beasley, a former Pacific Coast actor.

The Shuberts are now announcing "The Pearl of Great Price" for early production. This is the play Al Woods has had just ready for about ten years. Robert McLaughlin of Cleveland wrote the allegory.

## Studio Gossip

HOLLYWOOD, June 23. — A world rarity, a girl who refuses to enter pictures, has been found at Universal City.

She is June Blumenthal, secretary to Walter Stern, business manager. She let herself slip so far as to take a screen test. The test was excellent, and Universal decided to put her in the stock company.

"Oh, no you don't," quoth she. "I am perfectly satisfied where I am. I just wanted to see what I look like on the screen."

Thus starteth and endeth what might have been a grand and glorious career.

\*\*\*

In speaking of Universal, it might be well to mention that the first print of "Les Miserables" has arrived in the New York office. It was brought over by Evelyn Tross, British scenarist and film editor, who cut the picture into two eleven-reel episodes for British consumption. She will cut and title it for this country.

The idea of presenting the picture in two episodes in the United States is now being seriously considered by Carl Laemmle, but no decision has been reached.

\*\*\*

Earle Williams, one of the original stars of screendom, has worked in every production company except Lasky, and now he's been cast in one of the latter's pictures. For the first time in his career, he is being filmed in the West Coast Lasky studios in the Marshall Nellan production, "Diplomacy."

\*\*\*

Adolphe Menjou has been honored by the class of 1926, of Princeton University, which has voted him the most popular male actor in the world. Rudy and others—look to your laurels!

China," a story of his through the land of mystery beauty, will be shown night for the first time on the screen of the Capitol. Upham traveled 10,000 miles with full paraphernalia for pictures, and had Chinese men and servants with him. He had made five other tours of the Orient before he decided to share his pleasure with the world. An elaborate production titled "The Giant's Share" which Liu, the eight-foot giant, appears, will precede the picture.

### Myriad of Planes To Appear in Picture

Hundreds of airplanes will be in the air for scenes in "World's Greatest Adventure," a dramatic production being made by Paramount which will be the most colorful and as yet unexplored phase of the World's War. The result of negotiations made by Paramount office is the greatest number of planes assembled at one place in the States for any reason. They were brought together for "Wings" by Monk Saunders is still working on his original story which Wellman is to direct.

### Beery and Barber May Get Together

Wallace Beery, Paramount actor, is open for his facial adornment which has been his feature for weeks. He is preparing for a short when "Old Ironsides" is directed.

WORLD — Yes! — News and aperment.

**California** ONE OF THE PUBLIC THEATRES

**STARTING NEXT SATURDAY!**

PARAMOUNT'S Tremendous Adventure Spectacle

## "THE LADY OF THE HAREM"


A Magic Mystery of the Orient

**GRETA NISSEN**  
**ERNEST TORRENCE**

Now Last Two Days Smashing Creek Drama

### "Red Dice"

With Red La Rocque Bennett Comedy Della's Violin Buy Scrip Books Save Money



# PRES

## BARGAIN SEATS NOW

### A POSITIVE THE HENRY

A gorgeously Funny Drama, Witty Lines, Slang, Surprise and, Splendid Acting.

*Idwal Jones, Examiner*

# LO

# LEA

The hit of the season, clean, wholesome, enjoyable

which  
out  
back  
horns,  
some  
day.

### Western Craze Hits Stage

Nydia Westman is to  
lead in "Help Wanted—  
Comedy by Gladys Unger;  
in association with L.  
Weber, will produce  
"Cowboy," formerly  
"Crazy," written by Pearl  
and George Abbott, the  
form had a hand in writ-  
ing "Em and Leave 'Em,"  
running here at the Pres-  
ent.

for "Love 'Em Cow-  
boys" William Boyd, who  
heant Quirt in the New  
of "What Price Glory";  
Regina Wallace, Mil-  
ing, Madel Turner, Ar-  
orth, Paul Stanton and  
nday.

will have two companies  
ers" and one presenting  
heaven."

Ruskin Golding's play,  
"Pyramids," for  
which Marjorie  
Rambau was  
engaged, but  
which she did  
not get to East  
ing presented in the  
Cohan Theater. New  
the title of "Emer-  
the cast are Carroll Mc-  
ries Waldron, Guy Mil-  
ct Lawrence, Carlton  
oy Gordon, Madeline  
rey Stein and Donald

has been abroad, play-  
and  
the  
for  
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has  
has

### Al Woods Shops For Plays

Coward's "The Nad-  
d Lathom's "The Card-  
" and "The Way You

com's plays are so very  
at these particular ones,  
as yet unproduced, but  
dy done—the London  
not license them, and  
to be done on Sunday  
vitation performances.  
probably start another  
room farces with this  
ers.

### Bonner to Have With Langdon

Bonner has been chosen  
ngdon's leading woman  
nd First National fea-  
Just definitely titled  
a Man," and still in  
duction at the United  
ollywood. Miss Bonner  
be lead in two produc-  
et released—"The Red  
duced by Mrs. Wal-  
nd "Three Bad Men,"  
ke Blind, made by Fox.

### OFF MADE GOOD

The workers, disappointed, as to  
their interest in the mills, mob Jan  
but Mary proves to Pitt she is his  
daughter and he makes the crowd  
understand the offer holds good  
when Jan and Mary are married.

Besides Sills there are in the cast  
Doris Kenyon, Mae Allison, Victor  
MacLaglen, Frank Currier, George  
Fawcett, John Kolb, Taylor Graves  
and others.

## Mormons' Choir Will Sing Here

### 200 Tabernacle Singers Will Give Concert

The Mormon Tabernacle Choir  
of 200 voices will be heard in a  
concert program in the Civic Audi-  
torium, July 31, according to Frank  
W. Healy, local manager.

The choir is made up of selected  
voices, trained under the exacting  
baton of Anthony C. Lund. There  
is a Chaminade chorus of thirty  
women's voices with Rosalia Mac-  
sen as accompanist. Some of the  
soloists are Jessie Williams, Lau-  
rinda Brewerton and Louisa Wat-  
son, sopranos, Jessie Evans, cor-  
tralto, Leon G. Smith and William  
H. Russell, baritones, J. H. Wood,  
basso, and Alexander Caneparl,  
tenor.

Edward P. Kimball, who for years  
has presided at the console in the  
Tabernacle in Salt Lake, will play  
the municipal organ in the Civic  
Auditorium.

The repertoire of the choir cov-  
ers a wide range and includes ora-  
torio music and other selections  
such as the "Meistersinger" choral  
by Wagner, and the "Inflamatus"  
for soloist and chorus by Rosini.

### Harding Has 'Moana' And M'Cutcheon Tale

The Harding Theater will have a  
double bill today made up of Bebe  
Daniels in "Miss Brewster's Mil-  
lions," and "Moana," the Samoan  
island picture showing life among  
the simple, happy natives. Miss  
Daniels has pretty nearly every sort  
of stunt to do in the comedy that  
has been evolved from George Barr  
McCutcheon's novel.

Saturday for the day only, "Why  
Women Love" will be shown on the  
screen and there will be several acts  
of selected vaudeville.

**DANGEROUS**  
LOOK OUT FOR  
**THE ROAD**

### Special by Leased to The Chronicle

**HOLLYWOOD, July 21.**—Univer-  
sal is planning big things for Jean  
Hersholt.

First of all, he will be given the  
star role in the picturization of "The  
Cat and Canary."

Following that, a production of  
"The Wrong Mr. Wright" is sched-  
uled. The story, written originally  
as a stage farce by George Broad-  
hurst, deals with a pinch-penny  
among Broadway's gold diggers.

\*\*\*

Some years ago, a minor director  
produced a picture called "One  
Glorious Day."

Yesterday, he lived it.  
The producer was James Cruze,  
whose "Covered Wagon," "Holly-  
wood" and other films have made  
him Paramount's ranking director.  
Cruze's newest, "Old Ironsides," has  
been assembled in the rough and a  
preview was given to Jesse L.  
Lasky, first vice-president of the  
company. Lasky went wild over  
the film, and as a result signed him  
to a new contract with Paramount,  
making him the chief director on  
the lot.

\*\*\*

Lenore J. Coffee, author of "The  
Volga Boatman" and "For Alimony  
Only," defies all the laws of super-  
stition.

She was born on July 13 in San  
Francisco on Thirteenth avenue.  
The house number ended in a 13.  
"For Alimony Only" is her thirteenth  
original screen story. She has plans  
and notes on thirteen more.

Of course, there are thirteen let-  
ters in her name.

\*\*\*

Patsy Ruth Miller is busy at  
Warner Brothers on Ernst Lubitsch's  
"So This is Paris," a French com-  
edy, in which Monte Blue is co-  
featured with her.

### Mary Gives Berlin Kiddies Film Machine

Sick and crippled children at the  
Berlin Charite, famous hospital in  
the German capital, are enjoying  
picture shows regularly now. While  
in Berlin Mary Pickford gave them  
the finest projection machine man-  
ufactured in Berlin.

George Cummings  
Alfred Mervy Jr.  
of these men are  
true amateurs, ac-  
and bringing in-  
votion to the in-  
character. Blane  
superb in the fir-  
good afterwards,  
interesting all the  
gave a consisten-  
ance of Dr. Gaun  
a bit uneven as  
but on the whole

### PLAYS GI

After these thi  
focused on Eliza  
ing Sydney, the  
new to the group,  
vous, gave evide  
a delicate sort,  
a good voice and  
ease and grace,  
all the possible  
but gave a good

Edwin Duerr p  
who loves her, an  
what too exuber-  
of care-free you  
Lenore Everett  
Mrs. Saunders, a  
made the Crawd  
Henry Netherton  
Benny the Duck,  
but he reduced t  
on his final appee

Others in the  
Hopkins, a good  
Bowie, Richard  
Macdonald and G  
Glass' director  
throughout, the  
act in particular  
it should be, and  
ural and picturee

### Colman Sn. At 20-A

Ronald Colman  
lash of a "bl  
around the ears of  
mules, is a new  
Fairbanks' crown  
"champion crack-  
Holmes, young  
neer of the desert  
of Barbara Wort  
drive a twenty-  
"black snake" ha  
and a wider la  
Australian whip  
a hard implement

**JOE'S WARFIELD**  
You will enjoy—  
**LOVEY MARY**  
Really—it films better than  
it reads.—Carl Eskin, "Examiner."  
Fanchon & Marco's  
**AETEC IDEAS**  
Garrison Jones—Elsie  
Elliott—Frank Stever  
**YOUTH — BEAUTY**



7-222-1926

CASINO

MAJESTIC

NEW LICHFIELD

ROOSEVELT

EXCELSIOR

MAJESTIC

IRVING

RIVIERA

HAIGHT

NORTH BEACH DISTRICT

WASHINGTON

MILTON SILLS and Viola Dana in "The Silent Lover."

DOWNTOWN DISTRICT

POMPEII

RIVOLI

POLK AND LARKIN DISTRICT

ALHAMBRA

WILKES

WILKES

WASHINGTON

THIS IS ZAT SO

LEVIN THEATRES

COLISEUM

ALEXANDRIA

NEW BALBOA

HARDING

METROPOLITAN

WEST PORTAL

MONTE REU, "ACROSS THE PAUCIO"



CONY

MR. JOE F

HARRY CARR

CAPT. LIND

ARRIVAL IN

Saturday

A COMEDY OF JACK BENNY, Master

FLORENCE

"JO" ME AND HIS PE

JACK BE

THE DODGE

MR. JOE F OTHER BIG ORPHEU

6-3-1927

**WILKES**  
 LAST 15 SEATS  
 15c  
**LAT**  
 50

**HEARD**  
**THEATRE**

**OLD TIME**

**BILLIE DOVE**  
 in "Tender Heart"  
 "Ready" Flynn  
 Last Show - Party

Presented by **MARION DAVIES**  
 out of the service and into the service  
**"TILLIE THE TOILER"**  
 THE "GOOD-BYE" OF  
**ROBE WOLF**  
 with **IVAN BANKOFF**  
**BETTY GANNON**  
 world's finest dancers

**LEVIN THEATRES**

**COLISEUM**  
 "AN AFFAIR OF THE HEART"  
 "The World's Greatest Love Story"

**ALEXANDRIA**  
 "SECRET AND RESERVE"  
 COLLEEN MOORE ; ; JACK MURRAY

**NEW BALBOA**  
 Balboa Pl., bt. 18th & v.  
 "The Flaming Parrot"

**HARDING**  
 Divisadero and Hayes  
 "PARADISE FOR TWO"  
 RICHARD DIX ; ; BETTY BRONSON

**METROPOLITAN**  
 Union and Webster  
 Alice Francis and Lois Moran in Belasco's  
**"THE MUSIC MAN"** ; ; Middle Revue

**WEST PORTAL**  
 West Portal Av. at Tunnel  
 DUBLIN MACLEAN  
 with **BARBARA HARRIS** in "LET IT RAIN"

**RYING**  
 "The World's Greatest Love Story"

**RIVIERA**  
 William Schwenke in "The Song of Songs"  
 "The World's Greatest Love Story"

**WASHINGTON**  
 "The World's Greatest Love Story"

**POMPEII**  
 Market below Jones  
 with **Doris Keane** in "The World's Greatest Love Story"

**RIVOLI**  
 Market st. 7th  
**GEORGE DUBOIS** in "The Blue Eagle"; also **Geoffrey** in "The Story of Broadway"; "The Night Owl"

**POLK AND LARKIN DISTRICT**

**ALHAMBRA**  
 Polk and Larkin  
 In "Corporal Kate"; and "Her Father Said No"

6-10-1927

Start Days with **WALK**  
"Sprints Fly" You

# WALKER DAYS

Hydrates, minerals and vitamins  
balance—plus the "bulk" that helps  
digest. Rich, delicious, vigor food.

## Women Thank Kotex

Hygienic pad that  
is tissue—no laundry  
No J. BUCKLAND  
Patented Nurse



Exquisite suc-  
cumbent "sanitary"  
that offers far  
away that ends  
social  
class women

Obtainable at all  
drug and depart-  
ment stores  
You ask for it with a hesitancy.

Be sure to get the genuine. Only  
Kotex is "The Kotex". In this  
case the name will help you.

# KOTEX

# TODAY

OFFER BILLS AND CASH

**CASTRO** Theatre of Science  
with **WILLIAM HART** and **STORM**  
MIDWINTER

**ROOSEVELT** Theatre of Science  
with **WILLIAM HART** and **STORM**  
MIDWINTER

**WIGWAM** Theatre of Science  
with **WILLIAM HART** and **STORM**  
MIDWINTER

**EXCELSIOR** Theatre of Science  
with **WILLIAM HART** and **STORM**  
MIDWINTER

**MAJESTIC** Theatre of Science  
with **WILLIAM HART** and **STORM**  
MIDWINTER

**NEW LYCEUM** Theatre of Science  
with **WILLIAM HART** and **STORM**  
MIDWINTER

HAIGHT AND SUNSET

**IRVING** Fifteenth and Irving  
with **RIDDICK KEVIN**  
and **VERA REYNOLDS**  
and **Julia Faye**; Also "The Collection"

**RIVIERA** Haight near Fillmore  
with **Eddie's Adventure**  
and **Gertrude Astor** in "The Valley of Youth";  
and **Tom Hancock** in "The Street of Tears"

**HAIGHT** Haight and Cole  
with **"THE DEMI-BRIDE"**  
and **NORMA SHEARER** and **LEW CODY**

NORTH BEACH DISTRICT

**WASHINGTON** Powell near  
Union  
with **"FLESH AND THE DEVIL"**  
and **John Gilbert** and **Greta Garbo**; **Kiddie Revue**

DOWNTOWN DISTRICT

**POMPEII** Market below Jones  
with **David Belasco's**  
**"MIMI"** starring **NORMA TALKING**  
and **Emmett Dalton** in **"THE FRENCH STORY"**

**RIVOLI** Market on 11th Market St  
with **"HER BOY NIGHT"**  
and **John In. Hunt** and **Alvin Karpis**; **"THE TRIBLE CHAIR"**

FOLK AND LARKIN DISTRICT

**ALHAMBRA** Fifth and Green  
with **"THE TRIBLE CHAIR"**  
and **John In. Hunt** and **Alvin Karpis**; **"THE TRIBLE CHAIR"**



# SYD CHAPLIN in "The Better Ole" STEFANIS

## SAMUEL H. LEVIN THEATRES

**COLISEUM** Clement Street  
at 21st Ave.  
with **"VENUS OF VENICE"**  
and **Constantine Talmadge** and **Antonie Morana**  
and **HERB METZGER** and **ORCHESTRA**

**ALEXANDRIA** Geary Street  
at 18th Ave.  
with **Dolores Costello** in **"The Little Irish Girl"**  
and **Billie Dove** in **"An Affair of the Follies"**

**NEW BALBOA** Balboa St. at  
28th Ave.  
with **RICHARD DIX** in  
**"PARADISE FOR TWO"**

**HARDING** Divisadero and Hayes  
Kiddie Revue  
with **"THE FIRE BRIGADE"**  
and **Charles Ray** and **May McAvoy**

**METROPOLITAN** Duane and  
Washington  
with **Theda Bara** in **"Home Street"**; **Wood Wilson**  
in **"Nap! Nap! Tooty"**; **Eddie Brown**

**WEST PORTAL** West Portal  
with **Thomas Meighan** in **"The Sign of the Cross"**  
and **John In. Hunt** and **Alvin Karpis**; **"THE TRIBLE CHAIR"**

6-24-1927

Perfect  
ALL TALKING  
Production  
50¢  
10 A. M. to  
1 P. M.

TOOK  
ORCH  
CROFT  
BACLANOVA  
NANCY CARROLL

RICHARD  
BART HELMESS  
Sings and  
Talks in  
"WEARY  
RIVER"

3-2-  
1929

**GEORGE ESSEL  
IN "LUCKY BOY"**

THE SINGING-TALKING  
DANCING HIT ENDS  
**THURSDAY**

YOUR LAST CHANCE  
SEE IT NOW

SEE IT RIGHT  
**HURRY  
HURRY  
HURRY**

ANNA CHANG  
Song Real  
Talking News  
Talking Comedy

50¢  
10 A. M. to  
6 P. M.  
today

**ST FRANCIS**

**GRANADA**

OH WHAT A NIGHT!  
WHAT THROGS  
WAS LAST NIGHT - WHAT LAUGHTER  
WHAT A SHOW

Come Make Merry  
with That Genial  
Giant of Joy

**BROOKE  
JOHNS**

It's Whooop-  
ing things up

SMILES  
GIGGLE



**DOWN TOWN DISTRICT**

**EGYPTIAN** Market, opp. Jones  
Phone HEmlack 1216  
CLARA BOW in "THE FLEET'S IN"  
Comedy . . . News . . . Other Attractions

**DIVISADERO DISTRICT**

**HARDING** Divisadero and Hayes  
REGINALD DENNY  
"THE NIGHT BIRD"  
TOBY'S COUNTRY STORE TONIGHT!

**POLK AND LARKIN DISTRICT**

**ALHAMBRA** Polk and Green  
What a Scream!  
BUSTER KEATON in "THE CAMERA MAN"  
Comedy . . . News . . . Other Attractions

**ROYAL** Polk, nr. California  
DISCOVERY NEWS  
"LOVE OVER NIGHT"  
With ROD LA ROCQUE; Other Films

**UPPER MARKET and CASTRO**

**CASTRO** Castro at Market  
TALKING PICTURES!  
CLARA BOW in "WINGS"  
With BUDDY ROGERS & GARY COOPER  
TALKING ACTS AND COMEDIES!  
MOVIE-TONE TALKING NEWS!

**RICHMOND DISTRICT**

**ALEXANDRIA** Geary Street  
At 16th Ave.  
CLARA BOW in "WINGS"  
With CHAS. ROGERS & GARY COOPER

**NEW BALBOA** Balboa Pt. nr.  
38th Ave.  
HEBE DANIELS in TAKE ME HOME  
also "Waves of the City"; Girl Retriev

**MISSION DISTRICT**

**ROOSEVELT** 34th and York  
"DETECTIVES"  
KARL DANE and GEORGE K. ARTHUR  
THUNDER (dog marri) in WOLF FANGS

**NEW LYCEUM** Mission & 20th  
Foto Fone!  
Karl Dane & Geo. Arthur in Brotherly Love  
"The Farmer's Daughter"; Marjorie Beebe

**MAJESTIC** Mission near 21st  
SEE and HEAR  
"OUR DANCING DAUGHTERS"  
With Jean Crawford . . . Our Screen Talk!

**WIGWAM** Mission nr. 22nd  
MYRNA LOY in  
"THE CRIMSON CITY"  
AL WILSON in THE CLOUD DODGER

**CROCKER AMAZON DISTRICT**

**AMAZON** Geneva Ave., nr. Paris  
LILA LEE in  
"YOU CAN'T BEAT THE LAW"  
Gene Stratton Porter's "The Harvester"

**DALY CITY**

**DALY CITY** Mission & Flournoy  
GEORGE WALSH in  
"THE BROADWAY DEIFTER"  
Comedy . . . News . . . Other Attractions

**PORTOLA DISTRICT**

**AVENUE** San Bruno Av. nr. Darrow  
BUCK JONES in  
"THE BRANDED SADDLER"  
HOME JAMES

THE  
IMAS  
PIANO.

CO.  
KITA-

ON  
Y  
IS!

IT SHOW!  
MINUTIVE  
ICAL COMEDY  
STAR-

CES

IN  
PERSON  
force at the piano

ITO  
OH CLOWN

WINS  
and DANCE

KOHL  
Novalty

ARRD

K and  
LES  
COLORED  
LANS

**SENATION**  
**Wetzy River**  
 with  
**BETTY COMPSON**  
 Gang war—prison—a great love—  
 reformation!

By Far—The Finest Vitaphone  
 Picture yet offered!  
 —Bound to set new attendance records!

Special Feature  
 Paramount's First  
**ALL TALKING COMEDY**  
*The*  
**MELANCHOLY DAME**  
 with  
**ALL COLORED CAST**

California  
 Concert  
 Orchestra  
 News  
 Weekly

NO PARKING  
 Allowed at  
 6th and Market.  
 Plenty of Street  
 Room and lots  
 across back  
 of theatre

**ST. FRANCIS**  
 PRODUCER OF THE MIRACLE  
**MAX REINHARDT**  
 CALLS POTEMKIN. GRIM  
 UNVARNISHED REALITY  
 -THE FINEST WORK OF  
 THE SCREEN—See

**"POTEMKIN"**  
**TOMORROW at 10 AM**

ADDED FEATURE ATTRACTION  
 Paramount's Supreme Talking Comedy  
**"PUSHER-IN-THE FACE"**  
 with  
 Raymond Hitchcock—Estelle Taylor—Lillian Walker  
 St. Francis Concert Orchestra in a Novelty Musical Creation

LAST TIMES *today*  
**GEORGE JESSEL**

By JOHN L. MORTON with  
 VERNON STEELE and ALL ENGLISH CAST  
 (No Sunday Performances)  
 NIGHTS 50¢ TO \$2.50  
 WED. MAT. 50¢ to \$1.50 - SAT. MAT. 50¢ to \$1.50  
 Plays Newbery Place in Northern Calif.

**TODAY**  
*at the*  
**THEATRES**

**PARKSIDE DISTRICT**  
**PARKSIDE** Travels at 19th Ave.  
 THRILLS! ACTION!  
 "THE AIR CIRCUS"  
 SUE CAROL and ARTHUR LAKE

**HAIGHT DISTRICT**  
**RIVIERA** Haight near Fillmore  
 A Mighty Sea Drama  
 JACK HOLT in "AURMARINE"  
 Charles Chase Comedy. Will Rogers Film

**HAIGHT** Haight and Cole  
 "THE SPIELER"  
 RENEE ADORÉE and ALAN HALE  
 "The Collections" . . . Eddy's Advertisew!

**MARINA DISTRICT**  
**MARINA** Chestnut at Bieler  
 Phone Walnut 1234  
 "LILAC TIME" Great AIR SPECTACLE  
 COLLEEN MOORE and GARY COOTER

**NORTH BEACH DISTRICT**  
**WASHINGTON** Powell & Union  
 Open at 8:45  
 "THE WEDDING MARCH"  
 ERIC VON STROHEIM with FAY WRAY

**UNION STREET DISTRICT**  
**METROPOLITAN** Union and  
 Webster  
 REBE DANIELS in TAKE ME HOME  
 CELEBRITY with LENA BASQUETTE

**DOWNTOWN DISTRICT**  
**EGYPTIAN** Market, opp. Jones  
 Phone HE block 1210  
 THOS. MEIGHAN in THE MATING CALL  
 Comedy . . . News . . . Other Attractions

**DIVISADERO DISTRICT**  
**HARDING** Divisadero and Hayes  
 "TWO LOVERS"  
 RONALD COLMAN and VILMA BANKY  
 Comedy . . . News . . . Other Attractions

**POLK AND LARKIN DISTRICT**  
**ALHAMBRA** Polk and Green  
 Romantic Drama  
 CORINNE GRIFFITH in "OLYCAST"  
 With Edmund Lowe . . . Other Attractions

**ROYAL** Polk, nr. California  
 ERIC VON STROHEIM'S  
 "THE WEDDING MARCH"  
 With FAY WRAY & GEO. FAWCETT

**UPPER MARKET and CASTRO**  
**CASTRO** Castro at Market  
 100% ALL-TALKIE!  
 "THE MELODY OF LOVE"  
 JOE COOK, Stageum's Great Comedian

3-7-1929

Newspaper Advertising of  
Vaudeville and Live Stage Acts  
at other San Francisco Theaters



opening ceremony. Spectacular lighting effects in the lobby is the main appeal of the new picture. The Harding, starting 1:00 p. m. tonight, seventh Samuel H. Levin Trust... the Harding... will be shown in the showings of the best motion picture, accompanied by good music and will be paired by the main picture...

William Haines and Mary Brian, featured players in "Brown of Harvard," the Warfield offering. The picture has become almost an institution in the Warfield district, where they have played for the past two years... "Brown of Harvard" has become an institution in the Warfield district...



WILLIAM HAINEs and Mary Brian, featured players in "Brown of Harvard," the Warfield offering.

LOVE DRAMA IN 'THE LULLABY'

In telling the story of Knobel's daring love drama, "The Lullaby," that begins its final week at the Curran tomorrow night, no scenes are required. The story begins in France and ends in Alsace. Madeline... tells the story of Knobel's daring love drama...

DRAMA GROUP TO STAGE 'R. U. R.'

"R. U. R.", the Czechoslovakian drama... will be presented on Tuesday and Wednesday, May 11 and 12, at the Playhouse. The drama group is composed of the Compulsory Players of the Compulsory Activities Committee of the Y. M. C. A.

Pantages Offers Variety Program

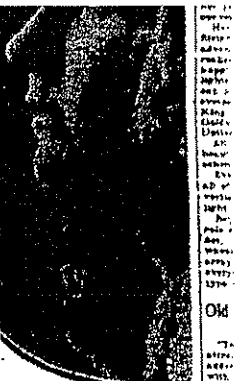
Patrons in the midst of the new bill opening at the Pantages... "The Girl in the Window" is the feature... "The Girl in the Window" is the feature...

Great God Brown to Be Given Curran Staging De Friday afternoon. May 14, Irving Nicol will present Max Reinhardt's latest play, "The Great God Brown," in a single performance at the Curran.

What Happened to Jones Is New Balboa Feature Reginald Denry in "What Happened to Jones" is today's screen feature at the New Balboa. This picture is one of Denry's...

Honey Girl Ends Run Week From Tomorrow "Honey Girl" starts its fourth week at the New Balboa tomorrow evening.

Calgary Stampede and Teaser Is Casino Fare "The Teaser," featuring Lillian Taubman and Lane Pitts leads the double screen program at the Casino today.



BELLE BENNETT, one of "Belle is Dull," the feature picture at the Imperial.

ALEXANDRIA TODAY AND SUNDAY TOO MUCH MONEY No. 10 Old Melody Week

COLISEUM THE AUCTION BLOCK HAROLD HARDING OPENS TONIGHT COLLEEN MOORE in "IRENE" BEN BLACK and His Band

PANTAGES advertisement for Mrs. Rudolph Valentino and Clive Brook. Includes text: 'When love grows cold', 'The woman the rest of the world fell for!', and 'PANTAGES' logo.

Walt Roesner advertisement for 'Dresden Ideas' featuring a man sitting on a globe. Text includes: 'YOUTH! DANCE!', 'BROTHERS OF HARVARD', 'WALT ROESNER', 'DRESDEN IDEAS', 'JOHN WARTFIELD'.

are open-minded.

The Motion Picture, the official sheet of the Will Hays administration, has announced that on April 27, motion pictures were shown in the city of San Francisco. On that day, 1918 at Koster and Bids Theatrical Hall, then at Broadway and Thirty-fourth street, New York, the first movie was screened at the end of the beautiful hills. Annabelle Moore, a skirt dancer, was the subject.

She had first come into fame as the girl who "peached" on the Henry Dinger, a bachelor fire-walk, East given by a wealthy New Yorker, where Little Egypt appeared in her muscle dance sans clothing. They asked Annabelle to do the same thing, but she slipped away

splendidly produced and is acted by a company with Frank Mc Glynn, as an Enbrim Cabot, in the lead, with him, as the chief roles, are Jessie Arnold, Douglas Montgomery, Forrest Taylor, Howard Foster and Felix Henry.

The simple scene, the exterior of the Cabot mansion, with thick-leaved vines drooping over its slanting roof, is one of the most unusual sets that has been shown on the San Francisco stage.

and told a police captain uncle, who had the room at Delmonico's, and Annaelle was afterward a prominent figure in the party. She was "peached" and later married a Chicago physician named Buchan. She is quite prominent in semi-professional circles in the Windy City and lives in one of the suburban towns on the lake.

works, for King White's splendid direction and the brilliant acting of William Glah and John Gilbert are things worth while in the world of the cinema.

Miss Glah has never been more lovely than as the hapless girl, for several years remains as early as death, and Gilbert is at his best as the jealous lover.

The memorial went direct to Murray's residence of student life in Paris. His story, retaining the diluted wrapper of the tale as told in opera and play.

And the result is a vigorous telling of a story rich in romance, gripping with love, and steeped in sentiment.

Directed like Glah and Gilbert, the chief roles are in the hands of Renee Adorace, as Juliette, the saucy and sophisticated friend of Mimi; Roy Barry, Karl Dane, Matilde Cosant and others.

Several nights of Ernest Black's on the musical program. The other Music Society performed a splendidly written specialty for the dedication of the beautiful new temple, and a pasteuric. Will Black himself at the piano. Walter Foster, collector of the ensemble, was heard in "Prayer," "Impassioned" and "Jewish Song," selections from the suite "From Jewish Life." Louis Fawcinger, violinist, then played "Vivid" ("Contrition") and "Nigun" ("Improvisation"). The solo compositions are in the nature of semi-modernist interpretations of the plaintive intonations of the Hebrew cantor.

**PANIC IN THEATER**  
SAN JUAN, P. R., May 1 (A. P.).—Several persons were injured in a panic at the Olimpo Theater here last night, caused by the sound of a violent hailstorm on the roof.

Several nights of Ernest Black's on the musical program. The other Music Society performed a splendidly written specialty for the dedication of the beautiful new temple, and a pasteuric. Will Black himself at the piano. Walter Foster, collector of the ensemble, was heard in "Prayer," "Impassioned" and "Jewish Song," selections from the suite "From Jewish Life." Louis Fawcinger, violinist, then played "Vivid" ("Contrition") and "Nigun" ("Improvisation"). The solo compositions are in the nature of semi-modernist interpretations of the plaintive intonations of the Hebrew cantor.

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# THE HARDING

Newest Samuel H. Levin Theater

DIVISADERO at HAYES STREET

## WILL OPEN TONIGHT

Programs at the Harding will reflect the high standards and ideals which govern the entertainment policy at all of the Samuel H. Levin Theaters.

Opening Attractions  
**COLLEEN MOORE**  
in "Irene"

Musical Presentation  
**BEN BLACK**  
and His Band

Samuel H. Levin Theaters Nearest the Home

### ALEXANDRIA COLISEUM

GEARY ST. CLEMENT ST.

TODAY and SUNDAY

#### TOO MUCH MONEY

Anna G. Nilson Lewis Stone

Ye Olde Melody Week

Alexander Birbig Ensemble  
Edgar Hartman, Director  
Wm. Yarrington in "Cobra"

### THE AUCTION BLOCK

By Max Beach, With  
Eleanor Boardman, Charles Hay

U. S. C. Variety Boys  
Max—Geo. O'Brien, "Blower"

## Opheum

LAST DAYS  
THE DELICIOUS ROSSIGNOL

### JIMMY HUSSEY

Audience by  
**EDDIE HICKEY**

MUTTA VALLEY & CO.

CHARLES DERICKSON &  
BURTON BROWN

TAD TIEMAN'S  
TUNESMITHS  
with FINNEE DEES

CHARLES IRWIN

WILLS & HOLMES

EMIL BORO'S  
"MIRAGE  
DE PARIS"

A Suspicious and Delightful Revue  
of Popular Night Life

Next Week—  
"CARNIVAL OF  
FUN WEEK"

HEADED BY THOSE SCORNING  
SCANDINAVIAN SCALAWAGS.

**OLE OLE JOHNSON**

DEMAREST & COLLETTE

HARRIET SHOOTER  
AND HUBBROOK

## GOLDEN GATE

MUSICAL THEATRE

"MUSICAL THEATRE" style  
LAST THIS TODAY  
Devils Headline Bill

Comedian and Vocalist <b>GEORGE "PRINCE" in "The First Degree"</b>	Well Known Character Comedian <b>HENRY J. OSWALD</b> in "The First Degree"
--	---

ALEXANDER & SARNOFF & CO.  
1000 Broadway, San Francisco

Photoplay, English Speaking  
"THE UNWRITTEN LAW"  
Katie Hammerstein and  
Fayens (Singing)

COMING TOMORROW

The Well-Known Vaudeville and  
Motion Picture Company

**BENNY RUBIN**  
with **MAY USHER**  
AND A COMPANY OF  
BROADWAY PLAYERS

**BOBBY FOLSOM**  
CELEBRATED MUSICAL  
COMEDY STAR

OTHER BIG ACTS  
ON THE SCREEN

BRSchubert  
with  
**THIS  
RING**

Fred C. Schreyer  
Director

**LOU TELLEGEN**  
**ALYCE MILLS**  
**FORREST STANLEY**  
**DONALD KEITH**

# SMASHING-CRASHING- FROM THE SKIES!

Corner Parkside and First Avenues  
Special of the Race Track

## The RAINMAKER

with  
**ERNEST TORRENCE**  
**WILLIAM COLLIER**  
**GEORGIA HALE**  
**TOM WILSON**



San Francisco society took part in  
the race track scenes filmed at  
Tomboro.

A STUPENDOUS STAGE ACT  
"MAY DAYS"  
Featuring the World Famous Comedians  
"THE FOURSOME"  
And the Granddaddy Spree-Symphestone  
under the direction of  
**DON WILKENS**

SIX COMPLETE SHOWS TODAY AND TOMORROW  
Last Complete Show Starts 10:30 P. M.

# GRANADA

SPILLS! THRILLS! ROMANCE!

This  
Vindictive  
of the  
opera

# Calico

## The PILLS OF PAIN

FARCE! FUN! FOOLISHNESS!

Vot you  
offer in  
Zinnbract?

THE YEAR  
OF THE  
COMET  
COMET  
COMET

### GEORGE SIDNEY

Best  
MAX  
CALIFORNIA C  
(1) "March 5"  
(2) "Love's G"  
Fishes  
(3) Surprise!

"POP" CONG.  
INTRO

5-8-1926

was played for thirteen weeks when it was produced three years ago. It is starting on the same stage at the Columbia.

These talented girls and their musical comedy have become an American institution, and they seemingly could go on forever playing "Daisy Bell" but they want to do something new, so their present work will be the last in this piece.

# Hollywood Studio Gossip

**HOLLYWOOD, May 13.**—Another rushing day at some of the "big" studios was today, with stars, camera men and their assistants—this time in the case of the "big" studio. It is getting so nowadays that the stars have their Sundays off, so busy are the studios.

Two wannabe baby stars have made good. Fay Wray and Billy Lenz, two of the names appearing in the list of the Western Association of Motion Picture Advertisers, have been selected by Carl Laemmle to appear in "The Man in the Saddle." Hood Gibson is the star.

Jackie Coogan's star is getting busy to produce "Johnny Get Your Hair Cut," in the role of a socky. Oswald Backman is the author. Laetitia will be the actress.

It won't be long before Jackie will be untraced to the title of "The Gentle Man." He's quite a big boy now. Whether he is going to continue acting after the next three or four years, is still a matter for controversy—although folks around his studio declare he will be among those stars present.

Mae Murray, after a long search for a leading man to appear with her in "Almira of Denmark," has finally chosen Conway Tearle as the one.

of the most prestigious and successful of the "big" studios. It is getting so nowadays that the stars have their Sundays off, so busy are the studios.

# Casino Showing

### Double Film Bill

The policy of moderate prices and good pictures is succeeding at the Casino Theatre, which Ackerman & Harris are at present operating. Today there is a double bill made up of "Breathless of Wives" with Hines Acheson, Lew Cody, Creighton Hale and Eleanor Boardman; and "Call of the Wild" with "The Absent Highway" with Jack Hall and Billie Dove. It is shown tomorrow, and Thursday and Friday the bill will be made up of Ramon Novarro in "The Midnighter" with Lew Toller and Patry Ruth Miller.

# Harding, New House, Opens and Is Filled

The new Harding Theater, Divisadero street at Hayes, seventh in Samuel H. Levin's chain of neighborhood houses, opened Saturday and drew great crowds again yesterday. It is commodious, comfortable, beautiful and supplies a want in its district.

Today tomorrow and Wednesday Charles Chaplin will be seen in his latest comedy, "The Gold Rush," which has to do with Alaska in the late nineties. Ben Black and his band are stationed at the Harding and provide the sort of musical picture audiences like.

# ARMY AND NAVY NEWS

# C. M. T. C. to Compete for Marksmanship Awards

Regular army sharpshooters and youth will be awarded for their marksmanship by the Citizens Military Training Camps this summer. It was announced at the President's Training Camps this morning that the award will be given to the best marksmanship as shown by the regular army sharpshooters. The awards are "honorary" for the best marksmanship as shown by the regular army sharpshooters for the highest score.

# Transport Company to Arrive Today From N. Y.

The army transport Caracina, coming from New York by way of the canal, is due to arrive here this evening. She is carrying a full lot of first-class passengers, about 200 troops and a full cargo of freight.

# Program Announced for Recital Tonight

In her recital at Soroka Hall this evening at 8:30 o'clock, Helen Bachgauer, pianist, announced the following program:

- "The Swan"..... Handel
- "The Storm"..... Chopin
- "The Boat"..... Liszt
- "The Lullaby"..... Schubert
- "The Song"..... Schumann
- "The Dance"..... Debussy
- "The Flower"..... Grieg
- "The Bird"..... Mendelssohn
- "The Spring"..... Tchaikovsky
- "The Summer"..... Brahms
- "The Autumn"..... Beethoven
- "The Winter"..... Chopin

Miss. William E. Chamberlain at the piano.

# Mexican Orchestra in American Bow

Fresh from Mexico City, where it played in its official capacity in the Chapultepec Castle and the Presidential Palace, the Mexican Typical Orchestra, which Manager Frank W. Healy will present to Southern Rite Hall for five concerts on the nights of May 14, 15, 16, 17, and 18, is now making its first American appearance. Professor Torreblanca is leader of the organization.

The orchestra, which consists of forty men, includes the guitar and sonoplate, two Mexican musical instruments traditional in that country and said to trace their origin to old Indian tribes. The bandolin, an oversized guitar; the salatin, an odd-shaped lute, and the marimba are included in the ensemble in various numbers. The main play is brilliant, colorful, and their repertoire includes serious and popular music, with American jazz and ballads in brilliant contrast. An interesting feature will be presented at each of the five concerts.

# Coliseum to Show George O'Brien Film

George O'Brien in "Havoc," with Madge Bellamy as the girl, will be shown for three days at the Coliseum Theatre, ending Wednesday. The story is of the war and was taken from a stage play that had much success in London.

"The Hero" of the film is, however, the doing of an unscrupulous woman who breaks hearts right and left and carries her thing but herself and her coquette. Miss Bellamy plays the sister of one man who dies in action.

The U. R. C. Variety Boys supply stage entertainment.

# ALEXANDRIA

One of the finest H. L. Hunt "Slip across Cuba" with **RUDOLPH VALENTINO** with **NITA WALDI** in "COBRA"

Ye Old Melody Wagon Alexandria String Ensemble Added Stage Attractions

# NEW BALBOA

Specialty House H. L. Hunt Today and Tuesday **LON CHANEY** Great Film in Great Film **THE BLACK BIRD** Owen Moore in "Roses Are Red"

# COLISEUM

Specialty House H. L. Hunt "Havoc" with **GEORGE O'BRIEN** and **MADGE BELLAMY**

# HARDING

Specialty House H. L. Hunt "The Gold Rush" with **CHARLIE CHAPLIN**

The Greatest Comedy **THE GOLD RUSH** Ben Black and His Band

him, but they were funny, when they were in the picture; but he was discouraged by the fact that his life in the picture had been a real life. He had a real life, but he was not a real actor. He was a real actor, but he was not a real actor. He was a real actor, but he was not a real actor.

# TWO BIG PUNCHES

"May Day" has two big punches, the opening, a Maypole dance in which Etienne and Imbro de some wonderful stage dance, and "The Housewife," a male quartet, which quite takes the heart of the audience.

Jack Partington has created a beautiful effect for the opening of the act when the girls in filmy blue dresses form a piece of Greek draperies along the band stand, while the actors in being danced. The Maypole dance is for the end of the first scene.

The other big effect comes at the finish of the presentation, when everybody is singing "Tell Her in the Springtime," in which a great deal of panics opens and from the heart of each flower a first in progress cover appeared.

Don Wilkens had a warm reception when he appeared to lead the Syncop-Symphonies, "The Park Sisters" and "The Housewife" and Vivian Duncan in dresses worn by the Duncan themselves as Tony and Evy, and there are other entertainers.

# Pichel Puts On New Play Tonight

# The Great God Brown

Living Pichel and his Berkeley Playhouse company will produce Eugene O'Neill's serious, thought-provoking play, "The God Brown," in the Playhouse tonight, repeating it during the week with a matinee Saturday, or on Friday, when Pichel will be company and production in the Frank Theatre, San Francisco, in which it will be revived the week of the first time since it was used in Greek tragedy Italian comedy. The modern, dramatic special matinee performs in mood and sections of his principal characters.

Pichel, Violetta Wilson, Don Williams and Cliff Armstrong are the large cast.

# THE PRINCE OF PILSEN

WITH **GEORGE SIDNEY** Leashed Screams! Yell! It's the best picture comedy since the famous "Chickens' Feet" **ATTEND MATINEES** Bring the Yodeling!

"That's the Man in the Hat" **MAX DOLIN** and the Youngest Girl CALIFORNIA

# DON'T MISS THIS AMAZING PICTURE GO TODAY NOW! NOW! NOW!

AN UNFORGETTABLE STORY OF LIFE, TOLD IN A SETTING OF AMAZING BEAUTY, SWEEPING FORWARD AND ONWARD TO A MIGHTY CLIMAX.

# THE MIRACLE PICTURE OF 1916

BELLE BENNETT RONALD COLMAN LOIS MORAN - JEAN HERSCHELY

# IMPERIAL THEATRE

MARRET ST. SUNDAY 15:00

# ALEXANDRIA

Slip across Cuba with **RUDOLPH VALENTINO** with **NITA WALDI** in "COBRA"

# NEW BALBOA

Specialty House H. L. Hunt Today and Tuesday **LON CHANEY** Great Film in Great Film **THE BLACK BIRD** Owen Moore in "Roses Are Red"

# COLISEUM

Specialty House H. L. Hunt "Havoc" with **GEORGE O'BRIEN** and **MADGE BELLAMY**

# HARDING

Specialty House H. L. Hunt "The Gold Rush" with **CHARLIE CHAPLIN**

# LA BOHEME

JOHN GILBERT LILLIAN GISH with **RENEE ADORER - KARL DANF** of Top Broadway Theatres

THE WORLD CAN GIVE NO GREATER LOVE STORY—NOO! THE SCREEN A GREATER CAST

# GRANADA

With **ERNEST TORRENCE** William Collier Jr. TOM WILSON GEORGIA HALE

ON THE STAGE The greatest of Granada and "MAY DAYS" with a Host of Stars

the Greenwich Village Theater, the Provincetown Players, the Neighborhood Playhouse, the Cherry Lane Theater, the Triangle Theater, the Lohox Theater, the Stage.

Even a population the size of New York's cannot be expected to keep up so many organizations devoted to the art and the experimental theater in a bid.

The combined institutions will be known as the Actors' Theater, the Greenwich Village Group losing its identity as a body, but, Kenneth Macgowan will be director of the

policy of the experimental at both theaters will be continued, emphasis on American play.

The Provincetown group maintains its identity and separate existence, although Macgowan, O'Neill and Jones are on its board of directors. It has been making an appeal for funds to carry out next season's program, and on the success of this plea depends its continuance.

**Make Appeal To Carry Out Program**

**PRESIDENT** Last 3 Nights **25c, 50c, 75c**  
**"THE NERVOUS WRECK"**  
 A FARICAL ADVENTURE IN THE FAR WEST

FATHER LOVES APPLESAUCE  
 MOTHER LOVES APPLESAUCE  
 SISTER LOVES APPLESAUCE  
 BROTHER LOVES APPLESAUCE  
 YES-AND THE WHOLE  
 WIDE WORLD LOVE?  
**APPLESAUCE**  
 AN AMERICAN COMEDY  
 PRESENTED BY  
**THE HENRY DUFFY PLAYERS**  
**PRESIDENT THEATRE**

McALLISTER AND MARKET STS. SEATING NOW  
 STARTING NEXT SUNDAY MATINEE SEATING NOW  
 PHONE HEMLOCK 33

**ALEXANDRIA**  
 One of the Barnum H. Levin Theaters

Directed by Destiny!  
**"GRASS"**  
 Tremendous! Startling!  
**"PEACOCK FEATHERS"**  
 Jacqueline Logan & Colleen Lawler

**COLOSSUM**  
 Another Barnum H. Levin Theater

**RIN TIN TIN**  
 With June Maclowe in  
**"The Clash of the Wolves"**  
**"THE WOMAN HATER"**  
 Helene Chadwick & Olive Brook  
 O'NEILL KIDDER PR. EVR.

**HARDING**  
 BROADWAY AT HAYES  
 Barnum H. Levin Theater

**TOM MIX**  
**"The Best Bad Man"**  
**"THE PLEASURE BUYERS"**  
 Lewia Rich & Olive Brook  
 O'NEILL KIDDER PR. EVR.  
**Ben Black and His Band**

CHRONICLE WANT ADS  
 WILL SELL THAT HOUSE.  
 Phone SUTTER 7060

**ALCAZAR**  
 Mat. Saturday: 25c, 50c, 75c  
**TWO WEEKS ONLY**  
 RETURN OF

THE  
 CROOKY  
 COMEDY  
 OF  
 MYSTERY  
 AND  
 THRILLS

**HENRY DUFFY**  
 (HE'S A DETECTIVE) IN  
**BADGES**  
 A HURRICANE OF LAUGHTER  
 WITH LOUIE SEMINON  
 AND DALE WINTER  
 MAY 20 - "HEBBY"  
 Matinee 25c, 50c, 75c, 51, 51.25

**COLUMBIA**  
 425 West 125th St. (Between 124th and 126th)  
**DUNCAN SISTERS**  
 "WITH MUSIC-COMEDY-CLASSIC"  
**TOPSY & EVA**  
 NOTE! All children attending the Saturday matinee are invited after the performance to meet TOPSY and EVA, who will have a present for each one every one. Mat. Wed. and Sat. FOR TWO SEATS NOW FINAL WEEKS This Attention Draw Out Pixy Oakland

**IT ENDS TOMORROW!**  
**FURRY** JOHN GILBERT-LILLIAN GISH  
**LA BOHEME**

Starts Saturday  
**CECIL B. DEMILLE'S**  
 Greatest Production  
**"VOLGA BOATMAN"**

Here is real drama, Romance, Thrilling, Suspenseful, Alluring, deftly woven together by a master producer.  
 A MELODRAMATIC SENSATION

with WILLIAM BOYD, ELMOR FAIRE, JULIA FAYE, THEO. KOSLOFF, VICTOR VARGON, ROBT. EDSON

**San Francisco THEATRE**

**GALA FAREWELL**  
 50c and \$1.10 (None Higher)

**MEXICAN TIPICA ORCHESTRA**  
 JUAN TORREBLANCA, Condr.  
 A Joyous Artistic Revelation  
**NEXT SUNDAY**  
 May 24rd, 3:00 P. M.  
**CIVIC AUDITORIUM**  
 Larkin and Grove, San Francisco  
 ALLURING PROGRAM Includes:  
 Virgen de los Toreros (Espinoza);  
 Sorpresa Blanca (del Castillo);  
 Guardia Blanca (Hernandez);  
 Ovejas Blancas (William Tell) (Kosloff);  
 Fren Tu (Otero); Selections from Carmen (Bisset); Polka de Goyette (Martini); La Polka (Vradier); Overtura Guarany (Gomez); Habanera Puente (Otero); Cancion de Amor (Otero); Marcha "Patria Mia" (Briano).

**SOLOISTS:**  
 Samuel Pedraza, Tenor; Felix Gonzalez, Violinist; Manuel Rodriguez, Pianist; Brailo Rubio, Harpist; Six Marimba Players, and the Tipica Orchestra (Seasonal Program, first tenor: Martin Delgado, second tenor: Arturo Montarazon, Baritone, and Cesar Davila, bass).

HEAR THE MEXICANIZED JAZZ  
 See the Picture-show Costumes  
**TICKETS 50c and \$1.10 (none higher)**  
 On sale NOW at Sherman, Clay & Co., 425 West 125th St., at the box office, 425 West 125th St., and MONDAY after 10:30 a. m. at the box office, 425 West 125th St., and at the box office, 425 West 125th St., and at the box office, 425 West 125th St.  
 Local Management: FRANK W. HEALY

**GOLDEN GATE**  
 VAUDEVILLE - PHOTOPLAY  
 12145 - CONTINUOUS - 11:00

**AUGMENTED VAUDEVILLE**  
 NOW PLAYING  
**"MIRAGE DE PARIS"**  
 Jack Branderick, Betty Falson and Cost of 20  
 WILLIE A. HOLMES  
 Boyle & Della Lucille Benstead  
 CLAUDE BREWSTER A GROOM  
**TAD TIEMAN'S TUNESMITHS**  
 With PINKIE DEES  
 PHOTOPLAY  
**"LADIES OF LEISURE"**  
 with ELAINE HAMMERSTEIN T. ROY BARNES

**SMALLMAN**  
 A CAPPELLA CHOIR  
 "A Triumph for America"  
 Organized, Singing from Memory  
 40 MIXED VOICES  
**VENA BARSTON**, Violinist  
**KARLA BARBARA**, soprano: "It outdances ANYBODY in its class."  
**FERRY ORANGE**, tenor: "It should last 100 years."  
**THREE CONCERTS**  
**SCOTTISH RITE HALL**  
 YONKERS  
 Tomorrow Evening May 21  
 Tomorrow Mat., 12:30 P. M. May 22  
 Sat., 2:00 P. M. May 23  
 At Sherman, Clay & Co. and at Good location concert Management: ALICE RECKELS

**Stella Dallas**  
**THEIRS**  
 "Stella Dallas" was the first of the new series of...  
 "The Ark" will...  
 "The Ark" will...  
 "The Ark" will...

**BEANS**  
**ALIC TER ANTO MORI**  
**BEANS**  
**MAI**  
 SCRIP BOOKS  
 Save You Money

**CURRAN**  
 Mat. Saturday  
**The Sweetest MUSICAL COM**  
**PAT**  
 with LOU MC GLORIA  
 ALAN EDWARDS  
 GERALD OLIV  
 Company of 100  
 South Today for  
 Nights 10c -  
 Pop. Mat. Wed.  
 Good Balcony

**LOUISIANA**  
**CORRI GRIFF**  
 Willard &...  
**"MILE MC"**  
 Phoenix &...  
 W. I. C. 11.0  
 The Music Shop  
 WALTER BOESSEL

5-20-1926



BACK ADAPTATION OF NOTED OPERA

GEORGE B. WARREN... The Bohemian Successors... Adaptation of the opera...

WEDNESDAY

WEDNESDAY... The Bohemian Successors... Wednesday's performance...

THE BOHEMIAN SUCCESSORS

THE BOHEMIAN SUCCESSORS... The Bohemian Successors... The Bohemian Successors...

THE BOHEMIAN SUCCESSORS

THE BOHEMIAN SUCCESSORS... The Bohemian Successors... The Bohemian Successors...

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THE BOHEMIAN SUCCESSORS

THE BOHEMIAN SUCCESSORS... The Bohemian Successors... The Bohemian Successors...

Something in New

Something in New... The Bohemian Successors... Something in New...

Gaite Cast Wins

Gaite Cast Wins... The Bohemian Successors... Gaite Cast Wins...

Hollywood Studio Gossip

Hollywood Studio Gossip... The Bohemian Successors... Hollywood Studio Gossip...

Keith-Albee Circuit

Keith-Albee Circuit... The Bohemian Successors... Keith-Albee Circuit...

Rainmaker Coming

Rainmaker Coming... The Bohemian Successors... Rainmaker Coming...

Harding Theater

Harding Theater... The Bohemian Successors... Harding Theater...

De Molay Dance

De Molay Dance... The Bohemian Successors... De Molay Dance...

Depository

Depository... The Bohemian Successors... Depository...

Fine Performance

Fine Performance... The Bohemian Successors... Fine Performance...

At Casino Today

At Casino Today... The Bohemian Successors... At Casino Today...

Unholy Three

Unholy Three... The Bohemian Successors... Unholy Three...

California to Show

California to Show... The Bohemian Successors... California to Show...

Letorman Vets See

Letorman Vets See... The Bohemian Successors... Letorman Vets See...

Blind Girl Pianist

Blind Girl Pianist... The Bohemian Successors... Blind Girl Pianist...

Beauty and Willing

Beauty and Willing... The Bohemian Successors... Beauty and Willing...

Gloria Swanson Goes

Gloria Swanson Goes... The Bohemian Successors... Gloria Swanson Goes...

Dinner in Honor

Dinner in Honor... The Bohemian Successors... Dinner in Honor...

RED MEN TO GIVE PLAY

RED MEN TO GIVE PLAY... The Bohemian Successors... RED MEN TO GIVE PLAY...

HARDING

HARDING... The Bohemian Successors... HARDING...

ALCAZAR

ALCAZAR... The Bohemian Successors... ALCAZAR...

ICESKATING

ICESKATING... The Bohemian Successors... ICESKATING...



MARY BRIAN... WILLIAM COLLIER JR.

C: BOS

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

2009 JAN 21 AM 11:12

BY SW

January 16, 2009

Mayor Gavin Newsom  
City Hall, Room 200  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102

7

Dear Mayor Newsom:

As a recent graduate of the San Francisco Fire Department's Neighborhood Emergency Response Team program, I am writing to express my appreciation for all the City of San Francisco does to make NERT viable and accessible to every citizen.

The two-day intensive training I completed has better prepared me for a variety of disasters, and if nothing else, I am prepared to take care of myself. This program is invaluable given our impending earthquake, and the San Francisco Fire Department has done a tremendous job in developing and executing the NERT mission – preparing us "To Do the Most Good for the Most People."

I was greatly impressed by the breadth of the NERT program. The hands-on training, including turning off gas/electricity/water, putting out fires, and practicing basic disaster medicine, takes the course curriculum to a new level. I left feeling calmer and better prepared for a major disaster, and have more reassurance that I will be able to provide authentic help in any unexpected and critical situation. If you've not taken the class yourself, I highly recommend doing so.

The State and City's budget issues are of course very real, but a program such as NERT will save lives directly. I strongly support continuing to make available funds – or not access funds already in place – that keep NERT functioning and growing. The true value of this program cannot be assessed unfortunately until after a disaster, but based on the education I received and my new base of knowledge, multiplied out by the over 16,000 civilians that have participated, the SFFD's time and dollars will both be well-spent.

Thank you for supporting our Firefighters and Fire Department. I truly believe your continued support and backing of NERT *will* make a difference, should any disaster befall San Francisco.

Sincerely,

*Kristen Fratto*

Kristen Fratto  
San Francisco Resident and Small-Business Owner

cc: Lt. Erica Arteseros, NERT Program Coordinator  
San Francisco Board of Supervisors

7

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

2009 JAN 21 AM 11:12

BY SW

January 16, 2009

Angela Calvillo  
Clerk of the Board of Supervisors  
City Hall  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102

Dear Ms. Calvillo:

Please find enclosed a letter to Mayor Newsom that I wish to share with the Board of Supervisors. I have recently graduated from the San Francisco Fire Department's Neighborhood Emergency Response Team program, and am interested in sharing its impact with our City's decision-makers.

The program itself is comprehensive, both in topic and in depth, and I truly feel will make the difference for the City of San Francisco when a disaster strikes. I am concerned however that given the economic climate and the issues with both the City and State budgets that this program will become under-funded. I believe strongly that maintaining the viability of NERT will save lives; at a minimum from the training alone I feel that I will be able to take better care of myself, my family, and my immediate neighbors and free the Emergency Responders, particularly the Fire Department, to take care of the real emergencies.

Please see that my thoughts and comments to Mayor Newsom reach the Board of Supervisors. I appreciate your assistance in this regard.

Sincerely,

*Kristen Fratto*

Kristen Fratto  
San Francisco Resident and Small-Business Owner

cc: Lt. Erica Arteseros, NERT Program Coordinator

encl: Letter to Mayor Newsom



Office of the Mayor  
City & County of San Francisco



C: BOS, AC, KG, ML, NJ  
CA,  
orig. cpage  
Gavin Newsom

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 21 PM 2:56  
BY SM  
(8)

January 21, 2009

Ms. Angela Calvillo  
San Francisco Board of Supervisors  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94109

Dear Ms. Calvillo,

Pursuant to Charter Section 3.100, I hereby designate Supervisor Carmen Chu as Acting-Mayor from the time I leave the state of California at 3:30PM on Saturday, January 24, 2009, until 12:00AM Wednesday, January 28, 2009.

I hereby designate Supervisor Sean Elsbernd as Acting-Mayor from 12:00AM on Wednesday, January 28, 2009, until 12:00AM Saturday, January 31, 2009.

I hereby designate Supervisor Bevan Dufty as Acting-Mayor from 12:00AM on Saturday, January 31, 2009 until 1:00PM on Monday, February 2, 2009. In the event I am delayed, I designate Supervisor Dufty to continue to be the Acting-Mayor until my return to California.

Sincerely,

Gavin Newsom  
Mayor, City and County of San Francisco

cc: Mr. Dennis Herrera, City Attorney

(8)



Leif Klokkevold

To board.of.supervisors@sfgov.org

01/21/2009 11:16 AM

cc

Please respond to

bcc

Subject Restore Sharp Park

9

I understand the San Francisco Recreation and Parks Department is weighing the future of the City's municipally owned golf courses, including the financially and ecologically mismanaged Sharp Park Golf Course. I urge the City and County of San Francisco to restore Sharp Park as a coastal lagoon and wetland habitat for endangered species.

Sharp Park Golf Course has a long history of environmental problems because of its poor design and unfortunate placement on a coastal lagoon. The course has had problems with flooding and drainage ever since opening, and the Department has created new and significant environmental impacts. The current operation of the golf course harms the wetland habitat and causes illegal take of two federally listed species, the California red-legged frog and the San Francisco garter snake.

Restoration of this area to a natural state is the best option for Sharp Park. Restoration will provide access to hiking trails, picnicking spots, camping facilities and educational opportunities sorely needed in San Mateo County. Restoration will also ensure the continued existence and abundance of endangered species at Sharp Park.

Ecological restoration is also the most fiscally responsible method of managing Sharp Park and dealing with flood management issues at the site. Compared to the costs of implementing capital improvements necessary to maintain the golf course combined with the high potential for massive civil penalties for harming endangered species, restoration alternatives seem to be the most fiscally prudent method for retaining recreational uses of the area.

Please fully consider restoration alternatives at Sharp Park before any long-term decisions about the future of the area are made.

Leif Klokkevold

9



Martin Byhower

To board.of.supervisors@sfgov.org

cc

01/23/2009 08:18 PM

bcc

Please respond to

Subject Restore Sharp Park

I understand the San Francisco Recreation and Parks Department is weighing the future of the City's municipally owned golf courses, including the financially and ecologically mismanaged Sharp Park Golf Course. I urge the City and County of San Francisco to restore Sharp Park as a coastal lagoon and wetland habitat for endangered species.

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Please fully consider restoration alternatives at Sharp Park before any long-term decisions about the future of the area are made.

Teacher Martin Byhower  
Teacher

9



Ron Maykel

To board.of.supervisors@sfgov.org

net>

cc

01/25/2009 05:28 PM

bcc

Please respond to

Subject Restore Sharp Park

t

I understand the San Francisco Recreation and Parks Department is weighing the future of the City's municipally owned golf courses, including the financially and ecologically mismanaged Sharp Park Golf Course. I urge the City and County of San Francisco to restore Sharp Park as a coastal lagoon and wetland habitat for endangered species.

Sharp Park Golf Course has a long history of environmental problems because of its poor design and unfortunate placement on a coastal lagoon. The course has had problems with flooding and drainage ever since opening, and the Department has created new and significant environmental impacts. The current operation of the golf course harms the wetland habitat and causes illegal take of two federally listed species, the California red-legged frog and the San Francisco garter snake.

Restoration of this area to a natural state is the best option for Sharp Park. Restoration will provide access to hiking trails, picnicking spots, camping facilities and educational opportunities sorely needed in San Mateo County. Restoration will also ensure the continued existence and abundance of endangered species at Sharp Park.

Ecological restoration is also the most fiscally responsible method of managing Sharp Park and dealing with flood management issues at the site. Compared to the costs of implementing capital improvements necessary to maintain the golf course combined with the high potential for massive civil penalties for harming endangered species, restoration alternatives seem to be the most fiscally prudent method for retaining recreational uses of the area.

Historically, the adjacent property known as Mori Point, was initially intended for preservation and conservation due to past sightings of the SFGS within it's boundry's. The northwest portion of the area with it's upland meadow character, provides basking, sheltering, foraging and possibly breeding/nurturing habitat. However the primary habitat for feeding and breeding is the wetlands of the lagoon in the golf course area.

The custodians, the NPS, of Mori Point, has and will continue to enhance habitat for the RLF and the SFGS, at Mori Point. The NPS conservancy's efforts may be jeopardized by the golf course activities around and within the lagoon and creek ecosystem. Consistency and synergy in regards to both properties is integral to the recovery of the San Francisco Garter Snake. All levels of government and it's agency's and the public have a obligation and opportunity to promote and insure the growth of the SFGS.

Please fully consider restoration alternatives at Sharp Park before any long-term decisions about the future of the area are made.

Ron Maykel

9



Mari Serraris  
<mar>

01/22/2009 02:53 PM

Please respond to

To board.of.supervisors@sfgov.org

cc

bcc

Subject Restore Sharp Park

I understand the San Francisco Recreation and Parks Department is weighing the future of the City's municipally owned golf courses, including the financially and ecologically mismanaged Sharp Park Golf Course. I urge the City and County of San Francisco to restore Sharp Park as a coastal lagoon and wetland habitat for endangered species.

Sharp Park Golf Course has a long history of environmental problems because of its poor design and unfortunate placement on a coastal lagoon. The course has had problems with flooding and drainage ever since opening, and the Department has created new and significant environmental impacts. The current operation of the golf course harms the wetland habitat and causes illegal take of two federally listed species, the California red-legged frog and the San Francisco garter snake.

Restoration of this area to a natural state is the best option for Sharp Park. Restoration will provide access to hiking trails, picnicking spots, camping facilities and educational opportunities sorely needed in San Mateo County. Restoration will also ensure the continued existence and abundance of endangered species at Sharp Park.

Ecological restoration is also the most fiscally responsible method of managing Sharp Park and dealing with flood management issues at the site. Compared to the costs of implementing capital improvements necessary to maintain the golf course combined with the high potential for massive civil penalties for harming endangered species, restoration alternatives seem to be the most fiscally prudent method for retaining recreational uses of the area.

Please fully consider restoration alternatives at Sharp Park before any long-term decisions about the future of the area are made.

Mari Serraris  
sculptor

9

**Board of  
Supervisors/BOS/SFGOV**

01/16/2009 06:40 PM

To Alistair Gibson/BOS/SFGOV, Lolita Espinosa/BOS/SFGOV,  
Rana Calonsag/BOS/SFGOV,

cc

bcc

Subject Fw: BOARD OF SUPERVISORS INQUIRY #20090106-006

Complete a Board of Supervisors Customer Satisfaction form by clicking the link below.

[http://www.sfgov.org/site/bdsupvrs\\_form.asp?id=18548](http://www.sfgov.org/site/bdsupvrs_form.asp?id=18548)

----- Forwarded by Board of Supervisors/BOS/SFGOV on 01/16/2009 06:41 PM -----



**"Moore, Grace"**  
**<Grace.Moore@sfdpw.org>**

01/14/2009 02:03 PM

To Board of Supervisors <Board.of.Supervisors@sfgov.org>

cc "Mckenna, Dan" <Dan.Mckenna@sfdpw.org>, "Rodis,  
Nathan" <Nathan.Rodis@sfdpw.org>, "Sweiss, Fuad"  
<Fuad.Sweiss@sfdpw.org>, "Lee, Frank W"  
<Frank.W.Lee@sfdpw.org>, "Mirkarimi, Ross"  
<Ross.Mirkarimi@sfgov.org>

Subject BOARD OF SUPERVISORS INQUIRY #20090106-006

Response attached.

-----Original Message-----

From: Board of Supervisors

Sent: Friday, January 09, 2009 9:22 AM

To: Reiskin, Ed

Subject: BOARD OF SUPERVISORS INQUIRY

**BOARD OF SUPERVISORS INQUIRY**

For any questions, call the sponsoring supervisor

TO: Edward Reiskin  
Public Works

FROM: Clerk of the Board  
DATE: 1/9/2009  
REFERENCE: 20090106-006  
FILE NO.

Due Date: 2/8/2009

This is an inquiry from a member of the Board of Supervisors made at the Board meeting on 1/6/2009.

Supervisor Mirkarimi requests the following information:

Requesting the Department of Public Works report on the status of

10

10

removing graffiti from newsstands at the following locations:

San Francisco Bay Guardian  
Southeast corner of Fillmore and Post  
Southwest corner of Divisadero and Sutter  
9th Avenue and Judah (near bus stops)  
7th Avenue and Irving (near bus stops)  
Northwest corner of Hayes and Fillmore  
Southeast corner of Fillmore and Haight  
San Francisco Chronicle  
Northwest corner of Fillmore and Hayes  
Southeast corner of Haight and Fillmore  
Irving and 9th Avenue  
Irving and 7th Avenue  
Southwest corner of Haight and Clayton  
Southeast corner of Haight and Masonic  
San Francisco Examiner  
Northwest corner of Fillmore and Hayes  
Southeast corner of Haight and Fillmore  
SF Daily  
Northwest corner of Hayes and Gough  
City Star  
Northwest corner of Hayes and Gough  
Southeast corner of Fillmore and Haight  
SF Weekly  
Southeast corner of Masonic and Haight  
Southeast corner of Haight and Fillmore

Please indicate the reference number shown above in your response, direct the original via email to [Board.of.Supervisors@sfgov.org](mailto:Board.of.Supervisors@sfgov.org) and send a copy to the Supervisor(s) noted above.

Your response to this inquiry is requested by 2/8/2009



NOTICE # 20090106-006.doc

Board of  
Supervisors/BOS/SFGOV

01/20/2009 10:06 AM

To Lolita Espinosa/BOS/SFGOV, Alistair Gibson/BOS/SFGOV,  
Rana Calonsag/BOS/SFGOV,

cc

bcc

Subject Fw: BOARD OF SUPERVISORS INQUIRY #20090106-005

11

Complete a Board of Supervisors Customer Satisfaction form by clicking the link below.  
[http://www.sfgov.org/site/bdsupvrs\\_form.asp?id=18548](http://www.sfgov.org/site/bdsupvrs_form.asp?id=18548)

----- Forwarded by Board of Supervisors/BOS/SFGOV on 01/20/2009 10:08 AM -----



"Vaing, Jonathan"  
<Jonathan.Vaing@sfdpw.org>

>

01/17/2009 11:14 AM

To Board of Supervisors <Board.of.Supervisors@sfgov.org>

cc "Stringer, Larry" <Larry.Stringer@sfdpw.org>, "Black, Sue" <SBlack@sfgov.org>, Board of Supervisors <Board.of.Supervisors@sfgov.org>, "Brown, Vallie" <Vallie.Brown@sfgov.org>, "Galbreath, Rick" <Rick.Galbreath@sfgov.org>, "Galli, Phil" <Phil.Galli@sfdpw.org>, "Lee, Frank W" <Frank.W.Lee@sfdpw.org>, "Nuru, Mohammed" <Mohammed.Nuru@sfdpw.org>, "Pollock, Jeremy" <Jeremy.Pollock@sfgov.org>, "Reiskin, Ed" <Ed.Reiskin@sfdpw.org>, "Rodis, Nathan" <Nathan.Rodis@sfdpw.org>

Subject RE: BOARD OF SUPERVISORS INQUIRY #20090106-005

Here's the status of removing graffiti from the public property at the following locations:

Utility Boxes:	
Southwest corner of Golden Gate and Pierce	SR# 880739 (Abated
1-14-09)	
Near 1635 Fulton	SR# 880740 (nothing
found)	
Northwest corner of Pierce and Webster	SR# 880742 (Abated
1-14-09)	
Northeast corner of Fulton and Oak	SR# 880747 (Abated
1-14-09)	
Southeast corner of Fell and Buchanan	SR# 880751 (Abated
1-14-09)	
Northwest corner of Webster and Golden Gate	SR# 880754 (Abated
1-14-09)	
Northwest corner of Webster and Fulton	SR# 880755 (Abated
1-14-09)	
Northwest corner of Webster and Grove	SR# 880758 (Abated
1-14-09)	
South side of Fell and Schrader	SR# 880739 (Abated
1-14-09)	
Bus Shelters:	
Southeast corner of Haight and Buchanan	SR# 881148 (request sent
to 311 -1-17-09)	
500 block of Fillmore	SR# 881152 (request sent

11



to 311 -1-17-09)  
All bus shelters on Haight and Fillmore need power washing and  
graffiti removal SR# 881156 (request sent  
to 311 -1-17-09)  
Southwest corner of Hayes and Baker SR# 881158 (request sent  
to 311 -1-17-09)

Emergency Boxes:  
Northeast corner of Golden Gate and Scott SR# 880764 (Abated  
1-14-09)  
Southwest corner of Fillmore and Grove SR# 880778 (Abated  
1-14-09)  
Northwest corner of Fillmore and Fell SR# 880781 (Abated  
1-14-09)  
Northwest corner of Central and Page SR# 880782 (Abated  
1-14-09)  
Southeast corner of Steiner and Page SR# 880786 (Abated  
1-14-09)

Fire Hydrant:  
Northeast corner of Broderick and Haight SR# 880792 (Abated  
1-14-09)

Jonathan C. Vaing  
SF-DPW Graffiti Unit  
Operation Act. Supervisor II  
Office: 415-695-2181  
Fax: 415-641-2640  
Jonathan.Vaing@sfdpw.org

-----Original Message-----

From: Lee, Frank W  
Sent: Monday, January 12, 2009 2:54 PM  
To: Vaing, Jonathan  
Cc: Nuru, Mohammed; Stringer, Larry; Rodis, Nathan  
Subject: FW: BOARD OF SUPERVISORS INQUIRY #20090106-005

Jonathan:

Please respond directly to the Board of Supervisors and copy Supe. Mirkarimi.  
Please use the reference number in your reply title, and copy Nathan Rodis and  
me because we are tracking these requests.

Thanks,  
Frank

-----Original Message-----

From: Board of Supervisors  
Sent: Friday, January 09, 2009 9:22 AM  
To: Reiskin, Ed  
Subject: BOARD OF SUPERVISORS INQUIRY

BOARD OF SUPERVISORS INQUIRY  
For any questions, call the sponsoring supervisor

TO: Edward Reiskin  
Public Works

FROM: Clerk of the Board  
DATE: 1/9/2009  
REFERENCE: 20090106-005  
FILE NO.

Due Date: 2/8/2009

This is an inquiry from a member of the Board of Supervisors made at the Board meeting on 1/6/2009.

Supervisor Mirkarimi requests the following information:

Requesting that the Department of Public Works report on the status of removing graffiti from the public property at the following locations:  
Utility Boxes:

Southwest corner of Golden Gate and Pierce  
Near 1635 Fulton  
Northwest corner of Pierce and Webster  
Northeast corner of Fulton and Oak  
Southeast corner of Fell and Buchanan  
Northwest corner of Webster and Golden Gate  
Northwest corner of Webster and Fulton  
Northwest corner of Webster and Grove  
South side of Fell and Schrader

Bus Shelters:

Southeast corner of Haight and Buchanan  
500 block of Fillmore  
All bus shelters on Haight and Fillmore need power washing and graffiti removal  
Southwest corner of Hayes and Baker

Emergency Boxes:

Northeast corner of Golden Gate and Scott  
Southwest corner of Fillmore and Grove  
Northwest corner of Fillmore and Fell  
Northwest corner of Central and Page  
Southeast corner of Steiner and Page

Fire Hydrant:

Northeast corner of Broderick and Haight

Please indicate the reference number shown above in your response, direct the original via email to Board.of.Supervisors@sfgov.org and send a copy to the Supervisor(s) noted above.

Your response to this inquiry is requested by 2/8/2009

Board of  
Supervisors/BOS/SFGOV

01/20/2009 10:06 AM

To Lolita Espinosa/BOS/SFGOV, Rana Calonsag/BOS/SFGOV,  
Alistair Gibson/BOS/SFGOV,

cc

bcc

Subject Fw: BOARD OF SUPERVISORS INQUIRY #20090106-002

Complete a Board of Supervisors Customer Satisfaction form by clicking the link below.  
[http://www.sfgov.org/site/bdsupvrs\\_form.asp?id=18548](http://www.sfgov.org/site/bdsupvrs_form.asp?id=18548)

----- Forwarded by Board of Supervisors/BOS/SFGOV on 01/20/2009 10:08 AM -----



"Vaing, Jonathan"  
<Jonathan.Vaing@sfdpw.org>

01/17/2009 10:14 AM

To Board of Supervisors <Board.of.Supervisors@sfgov.org>

cc "Stringer, Larry" <Larry.Stringer@sfdpw.org>, "Black, Sue" <SBlack@sfgov.org>, Board of Supervisors <Board.of.Supervisors@sfgov.org>, "Brown, Vallie" <Vallie.Brown@sfgov.org>, "Galbreath, Rick" <Rick.Galbreath@sfgov.org>, "Galli, Phil" <Phil.Galli@sfdpw.org>, "Lee, Frank W" <Frank.W.Lee@sfdpw.org>, "Nuru, Mohammed" <Mohammed.Nuru@sfdpw.org>, "Pollock, Jeremy" <Jeremy.Pollock@sfgov.org>, "Reiskin, Ed" <Ed.Reiskin@sfdpw.org>, "Rodis, Nathan" <Nathan.Rodis@sfdpw.org>

Subject RE: BOARD OF SUPERVISORS INQUIRY #20090106-002

Here's the status of removing graffiti from the following locations:

Garbage Cans:

Northwest corner of O'Farrell and Webster	SR# 880833 (Abated 1-13-09)
Northwest corner of O'Farrell and Scott	SR# 880838 (Abated 1-13-09)
Northeast corner of Buchanan and Haight	SR# 880841 (Abated 1-13-09)
Northwest and Northeast corners of Fillmore and Haight	SR# 880844 (Abated 1-13-09)
Northwest corner of Hayes and Scott	SR# 880848 (Abated 1-13-09)
Northwest corner of Hayes and Broderick	SR# 880849 (Abated 1-13-09)
Northeast corner of Hayes and Baker	SR# 880850 (Abated 1-13-09)
Northeast corner of Hayes and Lyon	SR# 880851 (Abated 1-13-09)
Northwest corner of Hayes and Central	SR# 880852 (Abated 1-13-09)

Mailboxes:

Haight, and Belvedere	SR# 878999 (Abated 1-13-09)
Northwest and Northeast corners of Haight and Fillmore	SR# 880859 (Abated 1-13-09)
Northwest corner of Divisadero and Oak	SR# 880865 (Abated 1-13-09)
Northeast corner of Buchanan and Fell	SR# 880866 (Abated 1-13-09)

Jonathan C. Vaing  
SF-DPW Graffiti Unit  
Operation Act. Supervisor II

12

12

Office: 415-695-2181  
Fax: 415-641-2640  
Jonathan.Vaing@sfdpw.org

-----Original Message-----

From: Lee, Frank W  
Sent: Monday, January 12, 2009 2:48 PM  
To: Vaing, Jonathan  
Cc: Nuru, Mohammed; Stringer, Larry; Rodis, Nathan  
Subject: FW: BOARD OF SUPERVISORS INQUIRY #20090106-002

Jonathan:

Please respond directly to the Board of Supervisors and copy Supe. Mirkarimi. Please use the reference number in your reply title, and copy Nathan Rodis and me because we are tracking these requests.

Thanks,  
Frank

-----Original Message-----

From: Board of Supervisors  
Sent: Friday, January 09, 2009 9:22 AM  
To: Reiskin, Ed  
Subject: BOARD OF SUPERVISORS INQUIRY

BOARD OF SUPERVISORS INQUIRY  
For any questions, call the sponsoring supervisor

TO: Edward Reiskin  
Public Works

FROM: Clerk of the Board  
DATE: 1/9/2009  
REFERENCE: 20090106-002  
FILE NO.

Due Date: 2/7/2009

This is an inquiry from a member of the Board of Supervisors made at the Board meeting on 1/6/2009.

Supervisor Mirkarimi requests the following information:

Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:  
Garbage Cans

Northwest corner of O'Farrell and Webster  
Northwest corner of O'Farrell and Scott  
Northeast corner of Buchanan and Haight  
Northwest and Northeast corners of Fillmore and Haight  
Northwest corner of Hayes and Scott  
Northwest corner of Hayes and Broderick

Northeast corner of Hayes and Baker  
Northeast corner of Hayes and Lyon  
Northwest corner of Hayes and Central  
Mailboxes  
Linden, Haight, and Belvedere  
Northwest and Northeast corners of Haight and Fillmore  
Northwest corner of Divisadero and Oak  
Northeast corner of Buchanan and Fell

Please indicate the reference number shown above in your response, direct the original via email to [Board.of.Supervisors@sfgov.org](mailto:Board.of.Supervisors@sfgov.org) and send a copy to the Supervisor(s) noted above.

Your response to this inquiry is requested by 2/7/2009



"Vaing, Jonathan"  
<Jonathan.Vaing@sfdpw.org>  
>

01/17/2009 09:55 AM

To Board of Supervisors <Board.of.Supervisors@sfgov.org>

cc "Black, Sue" <SBlack@sfgwater.org>, "Brown, Vallie"  
<Vallie.Brown@sfgov.org>, "Galbreath, Rick"  
<Rick.Galbreath@sfgov.org>, "Galli, Phil"

bcc

Subject RE: BOARD OF SUPERVISORS INQUIRY #20081216-002

Here's the status of removing graffiti at the following private property locations:

13

2285 Turk No such address(Posted 1-3-09 at 2283 Turk SR#871432)  
541-547 Haight SR# 871433 Notice Posted 12-20-08  
420 Haight SR# 866868 Notice Posted 12-9-08  
542-546 Haight SR# 866661 Notice Posted 12-10-08  
122 Webster SR# 865281 Notice Posted 12-3-08  
55 Laguna (UC Campus-Haight Street side) SR# 868814 Notice  
440 Rose (cross street Webster) SR# 871447 Notice Posted abated 12-26-08  
478-482 Haight SR# 859718 Notice Posted 11-18-08  
99 Webster SR# 870632 Notice Posted 12-17-08

Jonathan C. Vaing  
SF-DPW Graffiti Unit  
Operation Act. Supervisor II  
Office: 415-695-2181  
Fax: 415-641-2640  
Jonathan.Vaing@sfdpw.org

-----Original Message-----

From: Lee, Frank W  
Sent: Wednesday, December 17, 2008 3:28 PM  
To: Vaing, Jonathan  
Cc: Nuru, Mohammed; Hines, Timothy; Rodis, Nathan  
Subject: FW: BOARD OF SUPERVISORS INQUIRY #20081216-002

Jonathan:

Please respond directly to the Board of Supervisors and copy Supe. Mirkarimi.  
Please use the reference number in your reply title, and copy Nathan Rodis and  
me because we are tracking these requests.

Thanks,  
Frank

-----Original Message-----

From: Board of Supervisors  
Sent: Wednesday, December 17, 2008 11:51 AM  
To: Reiskin, Ed  
Subject: BOARD OF SUPERVISORS INQUIRY

13

BOARD OF SUPERVISORS INQUIRY  
For any questions, call the sponsoring supervisor

TO: Edward Reiskin  
Public Works

FROM: Clerk of the Board  
DATE: 12/17/2008  
REFERENCE: 20081216-002  
FILE NO.

Due Date: 1/16/2009

This is an inquiry from a member of the Board of Supervisors made at the Board meeting on 12/16/2008.

Supervisor Mirkarimi requests the following information:

Requesting that the Department of Public Works report on the status of removing graffiti at the following private property locations:

2285 Turk  
541 Haight  
420 Haight  
546 Haight  
122 Webster  
55 Laguna (UC Campus-Haight Street side)  
440 Rose (cross street Webster)  
478-482 Haight  
99 Webster

Please indicate the reference number shown above in your response, direct the original via email to [Board.of.Supervisors@sfgov.org](mailto:Board.of.Supervisors@sfgov.org) and send a copy to the Supervisor(s) noted above.

Your response to this inquiry is requested by 1/16/2009

**Board of  
Supervisors/BOS/SFGOV**

01/16/2009 06:45 PM

To Alistair Gibson/BOS/SFGOV, Rana Calonsag/BOS/SFGOV,  
Lolita Espinosa/BOS/SFGOV,

cc

bcc

Subject Fw: BOARD OF SUPERVISORS INQUIRY - DUE NOTICE  
REFERENCE: 20081118-00

Complete a Board of Supervisors Customer Satisfaction form by clicking the link below.

[http://www.sfgov.org/site/bdsupvrs\\_form.asp?id=18548](http://www.sfgov.org/site/bdsupvrs_form.asp?id=18548)

----- Forwarded by Board of Supervisors/BOS/SFGOV on 01/16/2009 06:47 PM -----



"Martinsen, Janet"  
<Janet.Martinsen@sfmta.com

>

01/14/2009 02:48 PM

To "Board of Supervisors" <Board.of.Supervisors@sfgov.org>

cc "Chu, Carmen" <Carmen.Chu@sfgov.org>, "Blackstone,  
Cammy" <Cammy.Blackstone@sfgov.org>, "Tang, Katy"  
<Katy.Tang@sfgov.org>

Subject FW: BOARD OF SUPERVISORS INQUIRY - DUE NOTICE  
REFERENCE: 20081118-00

REFERENCE: 20081118-00 was completed Dec. 16, 2008. Attached is the  
response sent to the Clerk's office dated 12/16.

Janet L. Martinsen  
San Francisco Municipal Transportation Agency  
Government Affairs Analyst  
1 So. Van Ness, 7th Floor  
janet.martinsen@sfmta.com  
415-701-4693w; 415-701-4737f  
www.sfmta.com  
www.sftep.com

-----Original Message-----

From: Board of Supervisors [mailto:Board.of.Supervisors@sfgov.org]  
Sent: Friday, January 09, 2009 9:22 AM  
To: Martinsen, Janet  
Subject: BOARD OF SUPERVISORS INQUIRY - DUE NOTICE

BOARD OF SUPERVISORS INQUIRY - DUE NOTICE  
If you have already responded, please disregard this notice.  
For any questions, call (415) 554-7708.

TO: Janet Martinsen  
Municipal Transportation Agency

14

14



FROM: Clerk of the Board  
DATE: 1/9/2009  
REFERENCE: 20081118-001  
FILE NO.

Due Date: 12/20/2008  
Reminder Sent: 12/17/2008

The inquiry referenced above from Supervisor Chu was made at the Board meeting on 11/18/2008 and a response was requested by the due date shown above.

Please indicate the reference number shown above in your response, direct the original via email to Board.of.Supervisors@sfgov.org and send a copy to the Supervisor(s) noted above.

For your convenience, the original inquiry is repeated below.

Requesting that the Municipal Transportation Agency study the feasibility of installing stop signs and/or traffic calming devices at

the following locations:  
Judah Street at 29th Avenue  
Taraval Street and 20th Avenue  
Rivera Street at 42nd Avenue



082290-20th\_Taraval;29th\_Judah;42nd\_Rivera.doc

Vicki  
Hennessy/OES/ECDEPT/SF  
GOV

01/20/2009 04:58 PM

To Ahimsa Sumchai

cc

board\_of\_supervisors@ci.sf.ca.us,  
bcc

Subject Re: ROTORCRAFT AEROMEDICAL TRANSPORT -  
PRESENTED TO UCSF MISSION BAY SEIR

Dr. Sumchai - We plan to make copies and have them available for the public.

Thank you.

Vicki Hennessy

15

Vicki Hennessy  
Acting Executive Director  
DEM - Department of Emergency Management  
Emergency Communications & Emergency Services  
Office: (415) 558-2745  
Cell: (415) 850-5356  
Ahimsa Sumchai <asumchai@live.com>



Ahimsa Sumchai

01/20/2009 04:03 PM

To

<john.brown@sfdph.org>,  
<patrice.siefers@sfgov.org>, <helipadinfo@sfdph.org>,  
<gavin.newsom@sfgov.org>,  
<board\_of\_supervisors@ci.sf.ca.us>  
<vicki.hennessy@sfgov.org>.

>

cc

Subject ROTORCRAFT AEROMEDICAL TRANSPORT -  
PRESENTED TO UCSF MISSION BAY SEIR

I am resubmitting this updated version to the Disaster Council for the January 23, 2009 meeting and to Public Comment for the Medical Helipad Project and the UCSF Medical Center at Mission Bay Residential Sound Reduction Program for Helicopter Operations.

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ROTORCRAFT AEROMEDICAL TRANSPORT.doc Flight Crew - Stanford Life Flight.jpg

15



Ahimsa Sumchai

01/20/2009 04:37 PM

To <vicki.hennessy@sfgov.org>, <rob.dudgeon@sfgov.org>, <laura.adleman@sfgov.org>, <gavin.newsom@sfgov.org>

cc

bcc

Subject ROTORCRAFT AEROMEDICAL TRANSPORT - PRESENTED TO UCSF MISSION BAY SEIR

16

This has been extensively revised and updated to include new information on health effects of helicopter noise, crash incidence data through 2008 and other risk benefit analysis data. I am resubmitting this to the Disaster Council for the meeting of Friday, January 23, 2009. I plan to provide public comment relevant to the UCSF Mission Bay Helipad Noise Mitigation SEIR and helicopter safety issues.

From:

To:

eir@planning.ucsf.edu; john.brown@sfdph.org; cyeh@sfgghed.com; patrice.siefers@sfgov.org; helipadinfo@sfdph.org; gavin.newsom@sfgov.org; board\_of\_supervisors@ci.sf.ca.us; home@prosf.org; vicki.hennessy@sfgov.org; bernice.

Subject: ROTORCRAFT AEROMEDICAL TRANSPORT - PRESENTED TO UCSF MISSION BAY SEIR

Date: Tue, 20 Jan 2009 16:06:08 -0800

I am resubmitting this updated version to the Disaster Council for the January 23, 2009 meeting and to Public Comment for the Medical Helipad Project and the UCSF Medical Center at Mission Bay Residential Sound Reduction Program for Helicopter Operations.

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Windows Live™ Hotmail®: Chat. Store. Share. Do more with mail. [See how it works.](#)



ROTORCRAFT AEROMEDICAL TRANSPORT.doc Flight Crew - Stanford Life Flight.jpg

16



Ahimsa Sumchai

01/20/2009 04:06 PM

To : <eir@planning.ucsf.edu>  
cc <john.brown@sfdph.org>, <cyeh@sfgghed.com>,  
bcc

Subject ROTORCRAFT AEROMEDICAL TRANSPORT -  
PRESENTED TO UCSF MISSION BAY SEIR

I am resubmitting this updated version to the Disaster Council for the January 23, 2009 meeting and to Public Comment for the Medical Helipad Project and the UCSF Medical Center at Mission Bay Residential Sound Reduction Program for Helicopter Operations.

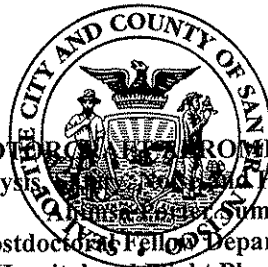
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ROTORCRAFT AEROMEDICAL TRANSPORT.doc Flight Crew - Stanford Life Flight.jpg

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Risk Benefit Analysis

ROTORCRAFT AND AEROMEDICAL TRANSPORT

Human Factors Consideration

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Submitted to the City and County of San Francisco Disaster Council October 18, 2006 and January 23, 2009 (helipadinfo@sfdph.org)

Submitted to the UCSF Medical Center at Mission Bay Residential Sound Reduction Program January 20, 2009 (EIR@planning.ucsf.edu)

On a 15<sup>th</sup> Century parchment manuscript titled Codex Atlanticus, Leonardo DaVinci first conceptualized an aircraft lifted and sustained in the air by rotating blades turning on vertical axes. DaVinci modeled the aerodynamics of the rotary wing in 1483 by experimenting with large rulers..."whirling most rapidly through the air so that you will find your arm borne in the same direction along the same axis as the plane of the ruler."

From the Greek word helix or spiral and the Latin word pteron or wing, the achievement of rotary wing powered flight emerged 500 years later. The first helicopters were built in northern France in 1907. The first emergency flight of a US helicopter took place on January 3, 1944 when blood plasma was rushed by a Coast Guard R-4 to a badly burned crew aboard a US Navy ship near New York harbor.

In 1956 Bell Helicopter Textron won the contract to build a prototype helicopter for the U.S. Army. The Bell UH-1 Iroquois or Huey aircraft remains the most popular aircraft in the Western hemisphere and the prototype air ambulance. A battlefield helicopter used for riverine patrol during the Vietnam war, the Huey gained iconic stature in its application to the humanitarian mission of air evacuation of the war wounded and disaster response.

The Huey accomodates a pilot, six stretchers and an attendant. It's maximum take off weight is 9,500 pounds. The colossal threshing power of its 48 foot main rotor generates a maximum cruising speed of 127 mph.

The properties of vertical lift and hover and the ability to land on lawns, streets, parking lots, hospital rooftops...or not to land at all! To hover while hoisting an injured disaster victim upward using a cable and basket, make helicopters adaptable to the mission of land and sea search and rescue and hospital based aeromedical transport. Conventional rotorcraft cannot fly safely in dense fog, at low altitudes, over varying or unfamiliar terrain, in icing conditions, in high winds or severe turbulence. With few exceptions, there may not be direct access for helicopters in residential or high rise areas that do not have provisions for helicopter landing.

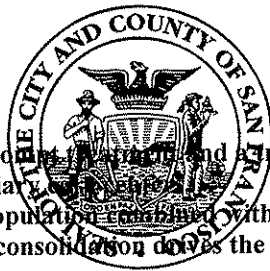
Where civil helicopters differ from army and navy models is that, in general, they have to make a profit for their operators carrying people and cargo. Helicopters are less efficient than airplanes. They need more power to carry a given payload. They burn more fuel and fly more slowly. Early helicopters were inefficient and uneconomic because they carried fewer passengers.

#### The Aeromedical Mission

According to the Association of Air Medical Services, an industry group in Washington, D.C., the U.S. fleet of emergency medical helicopters has climbed from roughly 400 in 2002 to more than 800 in 2008. These helicopters carry up to 400,000 patients a year.

According to USA Today research the average number of EMS helicopter crashes climbed even faster, from about five per year during the early and mid 1990's to more than 15 per year since 2000 - a 200% increase.

Transportation of critically ill and severely injured patients by air is becoming an increasingly common practice due to factors such as prolonged ground transit times, improvements in survival of



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the severely traumatized when given proper medical and surgical specialities in tertiary care. There is a trend towards concentration of tertiary care in the state of California an aging population combined with the negative impact of emergency room closures and hospital consolidation does the need for rapid interfacility transport of the acutely ill or injured patient.

Hospital based aeromedical transport programs were born out of the Korean and Vietnam war experience. In the 1960's emergency physicians and trauma surgeons began organizing regionalized trauma care systems in the United States patterned after military field (MASH) units that incorporated the lifesaving benefits of airlifting the wounded to well equipped and expertly staffed surgical hospitals.

The first U.S. hospital based aeromedical transport program began in Denver, Colorado in 1972. The number of programs tripled from 1981-1986. Over 200 aeromedical transport programs now operate within the United States. In Germany and Switzerland, aeromedical transport offers expanded search and rescue capabilities and air ambulances and flight crew operate in the first responder capacity.

Aeromedical missions can be classified as primary or secondary responses. In a primary response the mission involves transport from the scene of an accident or injury.

The "scene call" is one of rapid response with a goal of takeoff within 6 minutes and minimum flight time. Scene calls constitute from 30 to 60% of air ambulance missions from program to program.

A secondary response is activated following a request from an institution that does not offer tertiary care services. Secondary response missions have inherently longer response times. A long distance response may be 150 to 500 miles. Interfacility transports involve the transfer of patients from emergency room to emergency room or from emergency room to burn units, critical care units, operating rooms, neonatal intensive care units or organ donors.

Controversy exists over the need for up to 50% of aeromedical transports. A 1996 investigation published in the prestigious Journal of Trauma evaluated the inappropriate use of helicopter transport in an urban area finding that 45% of patients were admitted to non-ICU areas of the receiving hospitals. A 1997 J Trauma investigation comparing 1350 patients transported by helicopter with 17,000 transported by ambulance found an increased survival in the helicopter group with higher ISS trauma scores. A 2002 J Trauma study of the utility of helicopter transport in an urban system found helicopters were used excessively for patients who weren't severely injured and often didn't get patients to the hospital faster than ground ambulances. In that study 33% of patients were discharged home from the emergency department, 9% underwent emergency surgery for fractures and only 2% needed life saving surgery.

Where the medical literature finds greatest consensus is in the helicopter transport of injured children. A 1996 investigation published in the Journal of Pediatric Surgery found a better survival among severely injured air transported children. A 2004 J Trauma review of 1200 traumatized children found improved survival and shorter ICU stays for children with major trauma transferred by air ambulance after hospital stabilization. This benefit is believed to stem from pediatric airway management.

The Needs and Feasibility Report of the San Francisco Department of Public Health Medical Helipad Project concludes that "This primary benefit would be realized in small annual numbers, with the transport of critically injured infants, toddlers, and young children from SFGH to a Pediatric Trauma Center. There is an overall trend toward better outcomes for children treated at Pediatric Trauma Centers compared with those treated at Adult Trauma Centers."

Other tertiary care benefits of air medical transport have been seen in patients with spinal cord injuries, severe burns, limb amputations, strokes, myocardial infarctions, high risk obstetrics and neonates.

Ethical debate has stormed over the profit motive fueling inappropriate utilization of air ambulances by hospital and non-hospital based programs who receive on average \$7,500 per flight from third party payers including Medicare.

About 750 helicopters operated as air ambulances in the USA according to the Association of Air Medical Services in 2005. In 2008 the U.S. EMS helicopter fleet is estimated to include 800 aircraft.

Aeromedical helicopters are typically adapted from commercial airframes. Most are modified from general purpose aircraft. There are exceptions. The Stanford Life Flight MBB BK117



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aeromedical helicopter is a European aircraft designed and developed for the air ambulance mission with features customized for medical response including clam shell doors and a tail boom and rear view seats. It reduces the risk of injury to persons approaching from the rear of the aircraft during "no load" - when the rotors of the helicopter remain in motion to facilitate a rapid takeoff.

Due to the restricted size of the medical compartment, noise, vibration and lighting, a limited amount of intervention can be performed on the patient while in transit. The average passenger compartment of a medical helicopter is approximately 4 to 5 feet wide, five feet high and 5 to 7 feet in length. The size restrictions of the medical compartment mandate either rapid delivery to a specialty care center or maximum patient stabilization prior to transport.

Flight crews consist of a pilot and medical attendants with varying skills and qualifications including paramedics, flight nurses, flight surgeons and specialized transport teams for neonatal transports, high risk obstetrics and organ harvesting.

### Surge in Air Ambulance Crashes

The safety of aeromedical transport has become the subject of increasing scrutiny and concern. A series of accidents in the 1980's led the National Transportation Safety Board to study air ambulances. It found that most accidents were preventable, and recommended tighter standards, better training and improved government oversight. The number of accidents dropped and remained low until the mid-1990's.

Since the year 2000 the number of air ambulances has climbed 50% from 500 to 750 according to the USA Today data base of 275 helicopter accidents since 1978. The average number of crashes climbed even faster, from about five per year during the early and mid 1990's to more than 15 per year since 2000 - a 200% increase. The newspaper's analysis found 82% of fatal crashes were caused by human error - almost all by pilots.

From 2000 to 2005, 60 people died in 84 crashes- more than double the number of crashes during the previous five years. According to the USA Today July 18, 2005 cover story Surge in Crashes Scars Air Ambulance Industry, "Since 2000, more than 10% of the U.S. air ambulance helicopter fleet has crashed. If commercial airlines lost the same proportion of large passenger jets as air ambulance companies lost helicopters, 90 airliners would crash each year."

Proponents of EMS helicopters argue that the greatest number of occupational fatalities in emergency medical services are transport related whether by helicopter or ground ambulance. A 2002 six year analysis published in Annals of Emergency Medicine found that of 114 EMS worker deaths, 75% were transport related...67 occurred during ground transport and 19 or 22% during air ambulance transport.

In 2008 a fiery collision killed six people aboard two medical helicopters that were arriving with patients at Flagstaff Medical Center. It was the ninth accident of the year involving EMS helicopters bringing the death toll to 16. According to the National Transportation Safety Board there were 13 accidents and 10 deaths involving air ambulances in 2006. There were 14 accidents and 24 deaths in 2007. From the period October 2007 through October 2008, nine crashes killed 35 people.

According to the Congressional Research Service from 2002 to 2005, 1 of every 50 medical helicopters in the U.S. fleet was involved in a crash. According to NTSB data the accident rate for EMS helicopters rose from 3.52 accidents per 100,000 flight hours between 1992 and 2001 to 4.56 accidents per 100,000 flight hours between 1997 and 2001. In all a total of 110 patients and medical professionals have been killed in 120 medical helicopter crashes since the year 2000.

In January of 2006 the five member NTSB urged the Federal Aviation Administration to take steps to improve the safety of medical helicopters. The NTSB has no power to force the FAA to adopt its recommendations but voted unanimously in October of 2008 to elevate the recommendations to its annual list of top safety priorities:

- Require EMS helicopter operators to install Terrain Awareness Systems to warn pilots when helicopters are in danger of crashing into the ground, mountains or buildings.
- Require EMS flights carrying only medical personnel to follow the more stringent safety rules applied to flights carrying patients and donor organs. Of 55 EMS helicopter crashes from 2002 to 2005, 10 involved medical personnel only.
- Require a formal flight risk evaluation before takeoff. Fifteen of the 55 crashed could have been prevented.



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- Require EMS flights to use formalized flight procedures that include up to date weather information and assistance in flight risk assessments.

In 2000 the air ambulance trade industry called on the FAA to push for the development of training used by airlines to minimize mistakes. Called "Crew Resource Management", the training encourages pilots to listen to crewmember concerns and monitor themselves for fatigue and tension.

The National Transportation Safety Board and its investigators are concerned about the adequacy of FAA oversight of air ambulance companies. Government inspections of air ambulance operations, a process critical to holding companies accountable for safety, have been called "haphazard and inadequate."

In 2005 the number of employees the FAA classifies as inspectors fell from 3,600 to 3,400 and its budget cut by \$25 million by the Bush Administration. As a result, the air ambulance industry is accepting a higher accident ratio than other areas of the aviation industry.

An FAA task force called for several interventions to improve air ambulance safety. They include mandatory pilot training for handling poor visibility, tightening air ambulance regulations to make them more consistent with those for small airlines and adopting stricter guidelines for flying in bad weather conditions. Air ambulance programs that fly using instrument flight regulations (IFR) are inherently safer than aircraft depending solely upon pilots using visual flight rules (VFR).

Advanced instruments and avionics in the next generation of rotorcraft will improve pilot performance by reducing the high level of concentration needed to fly contemporary helicopters and by providing electromechanical control assist, navigational aids and reduced cockpit noise and vibration.

The inauguration of U.S. President Barack Obama offers hope of economic stimulus for the aviation industry where up to \$5 billion is expected to be allocated for upgrades in aviation infrastructure.

### Health Effects of Noise Exposure

For over two decades community acceptance has been the overriding consideration in efforts to site a medical helipad in San Francisco. San Francisco neighborhoods have historically considered heliports to be an undesirable land use, primarily because of concerns about noise and safety.

In 1999 the Police Department leased the contaminated property adjacent to Building 606 at the Hunters Point Shipyard for their new helicopter program subject to conditions designed to protect the public from underlying soil contamination on property designated a Federal Superfund Site.

The Environmental Protection Agency was concerned that contaminated soil would be stirred up by the downwash from the main rotors. The EPA established a minimum size for a paved helicopter pad and required that landings be made at the helipad center, based on the 36 foot length of the police department's helicopter rotor. EMS helicopter rotor diameters range from 36 to 48 feet.

The police helicopter program was closed down in 2000 after a fatal accident that killed two officers.

In September 2002, commercial medical helicopters under contract with the San Francisco Department of Public Health began making approximately 5 landings per week at the unused Police heliport at the Hunters Point Shipyard. Helicopters landing at the shipyard transported patients to specialized emergency services available at Davies Medical Center for the reattachment of severed limbs or to UCSF Medical Center for high risk obstetrics, transplants and cardiac bypass surgery. The shipyard heliport became an alternative to the Seton Hospital helipad in Daly City. The transport time from both helipads to San Francisco receiving hospitals was approximately 15 minutes or more.

Due to community complaints in December 2002 and documented violations of the environmental restrictions on the helipad the use of the shipyard heliport for aeromedical transports was revoked.

In April of 2005 the Board of Supervisors City Operations committee conducted a hearing after receiving hundreds of phone calls, emails and letters complaining about news helicopters hovering over a sinkhole on Highway 101 at 5:30 am in proximity of San Francisco General Hospital. Neighbors complained that windows shook so loudly they terrified children and animals and that the noise went on for more than an hour.

An organized neighborhood opposition group - Stop The Helipad- held meetings in anticipation of the October 2006 projected release of the Environmental Review for the San Francisco General





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Hospital Medical Helipad Project. The Board of Supervisors opposes the planned medical helipad at the new UCSF Mission Bay hospital.

The Needs & Feasibility Report of the proposed Helipad Project identified noise as being the overriding concern of hospital neighbors attending the community outreach meetings for the project.

Charles M. Salter Associates, A San Francisco acoustical engineering firm, conducted by preliminary noise analyses as part of the study. Helicopter noise contours developed by Salter indicate that under a worst-case scenario of two daytime and one nighttime flights to and from the hospital, the criterion noise level of 65 dB KNL (day-night noise level) used by the FAA and CalTrans, would be confined almost entirely to the hospital campus.

The University of California at San Francisco has proposed the construction of a Women's and Children's Hospital at the Mission Bay Campus with a state of the art rooftop helipad offering a more safe arrival and departure flight path along the eastern coastline of San Francisco bay. As the greatest benefit in helicopter transport has been proven to be in the transport of severely injured children to pediatric trauma centers, this project offers the greatest utility for siting of both a hospital based helipad and state of the art aeromedical transport program.

The UCSF Mission Bay helipad is slated for completion in 2014. An environmental impact report scheduled for completion in March 2008 was delayed in order to conduct additional noise studies.

A helicopter flight test was conducted on October 21, 2007 to allow residents to experience noise levels associated with the aircraft. Noise experts hired by the medical center put the expected sound level at about 80 decibels. Noise experts described this as "similar to the noise created by a garbage disposal from about 3 feet away."

The UCSF Medical Center at Mission Bay Residential Sound Reduction Program for Helicopter Operations has scheduled a public meeting on February 23, 2009 to solicit public comments on the adequacy and accuracy of information presented in the Draft Supplemental Environmental Impact Report focusing on the RSRP mitigation measure.

In a four year study published in the European Health Journal, a research team led by Lars Jarup and environmental health researcher at the University of lasgow found that people living for at least five years near an airport or under a flight path have a greater risk of developing high blood pressure than those who live in quieter areas. High blood pressure can lead to stroke, heart attack, heart failure and kidney failure.

Jarup concluded that living near airports where you have exposure to nighttime aircraft noise is a major issue. The study of nearly 5,000 people found that an increase in nighttime aircraft noise of 10 decibels increased the risk of high blood pressure by 14 percent in both men and women. The researchers remotely measured the blood pressure of 140 volunteers every 15 minutes while they slept in their homes near London's Heathrow airport. Using digital recorders to determine what noises had the biggest impact on blood pressure ranging from snoring, to road traffic and aircraft takeoffs and landings, they determined the decibel level of the sound - not it's origin had the most significant impact.

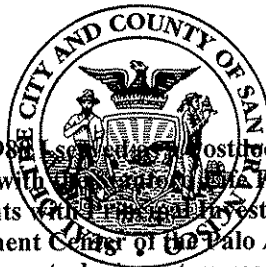
The 65 to 80 decibel sound levels generated by up to three aeromedical helicopter take off and landings at the proposed helipads at the San Francisco General Hospital and the proposed Mission Bay Hospital will exceed the noise levels found by Jarup to cause chronic hypertension in residents living under the flight path of arriving and departing EMS helicopters.

As a full time flight physician for Stanford Life Flight for two years from 1986 through 1988, I participated in 300 transports and can personally attest to the sleep and emotional disturbance generated by having flight crew sleep quarters immediately adjacent to a medical helipad.

### Transport of the Spine Injured Patient

From 1975 to 1984, acutely injured spinal cord patients within 150 miles of the Regional Spinal Cord Injury Unit at the Santa Clara Valley Medical Center were evacuated by M.A.S.T., (Military Assistance to Safety and Traffic) of the Department of the Army 237<sup>th</sup> Medical Detachment stationed at Fort Ord, California.

In May 1984, Stanford Life Flight came into being providing helicopter service throughout the catchment area for the spinal unit. The superb service offered helicopter activation on a five minute call basis with it's main response being trauma scene calls and interfacility transports.



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Investigator Eric Sabelman, head of the (415) 554-5227

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From March of 1986 to March of 1988 I served as a postdoctoral fellow in the Department of Surgery and full time Flight Physician with the City and County of San Francisco on the transport of spine injured patients with the Department of Rehabilitation, Research and Development Center of the Palo Alto Veterans Administration. I participated in approximately 300 transports during a two year fellowship, served as a "junior" attending physician in the emergency department at Stanford University Hospital and as teaching faculty with the Stanford Life Support Training Center. In March of 1988 I became a Research Associate to Dr. Sabelman at the Palo Alto Veteran's Administration RR&D furthering our investigations into cervical spine trauma and the biomechanical analysis of falls in the elderly.

Interfacility transport introduces significant risks of exacerbation of injury to the patient with spinal injury. Several methods have been developed to minimize this risk. Although tape, sandbags and backboard is seen as an effective means of immobilization in the prehospital setting, once identified, cervical spine injury is best approached with a technique that ensures both rigid immobilization and quantifiable traction. Traction maintains the cervical spine in a neutral axis to overcome the "telescoping" effect that spasm of cervical muscles has on unstable spine elements and the damaged cord. It also prevents attendants from inadvertent manipulation beyond the neutral range.

Early studies, including the experience of the Flying Squads and Paraplegic unit of Dublin, Ireland demonstrated a reduction in induced injury attributed to better management during transport. In 1978 Connolly and Mains of the National Aeronautics and Space Administration evaluated the performance of standard cervical traction devices used in transport. The application of traction during ambulance or helicopter transport had been traditionally undertaken by one of two methods. The first employed tongs as skull calipers with traction generated by a cable. The second method utilized a "bungee cord" - a cord with one or more knots - as the source of traction and a small in-line spring scale to indicate the amount of force applied.

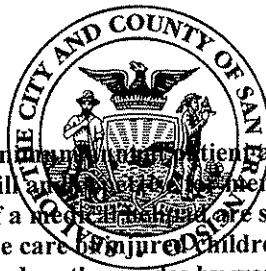
The results of the NASA investigation determined hanging weights to be detrimental in the high vibration environment of the ambulance or helicopter. The weights were found to swing constantly during transport with variation of applied traction over a range of 15 pounds. With severe road conditions the applied force nearly doubled. The recommendation of the NASA engineers was to promote the development of a constant force spring assembly to minimize the variation in traction forces generated during air or ground ambulance transport.

Testing at the Santa Clara Valley Medical Center yielded three prototypes of a constant force backboard traction system. The third became the method of choice for the interfacility transport of adult patients with acute cervical spine injury. The device allowed adjustable traction to be applied via Gardner Wells tongs. The series of all acute, cervical spine injured adults transported by the aeromedical service to the regional spinal service was reviewed. In three years 59 patients were transported with cervical spine injury using the backboard traction device. In no case was there documented deterioration in neurological function.

**The San Francisco Medical Helipad Project**

The San Francisco Health Commission approved the City and County of San Francisco Trauma Care System Plan in August of 2001 and requested that SFGH conduct a needs assessment and feasibility analysis for a medical helipad at the San Francisco General Hospital. The Trauma Care System Plan revealed vulnerabilities in San Francisco's ability to prevent death and disability from injury. The trauma system vulnerabilities -geographic isolation, traffic congestion and population density- are especially aggravated by the lack of air medical access to San Francisco's only Trauma center. This can be particularly problematic when injuries are sustained by children requiring specialized care and transfer to Oakland's Children's Pediatric Trauma Center.

In September 2002, the San Francisco Health Commission approved an agreement with the San Francisco architectural firm of Gerson/Overstreet to provide analytical, planning and architectural services for the San Francisco General Air Medical Access Needs and Feasibility Study. On March 4, 2003 the Air Access Needs and Feasibility Study was presented to the Health Commission. The study concluded SFGH should pursue the prospect of siting a medical helipad at its main hospital campus. The study cited a decline in annual admissions volumes at SFGH and the concern that Title XXII (California Code of Regulations, Chapter 7 Trauma Care Systems) requires



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that a level I Trauma Center meet a minimum volume of patient admission volume as necessary to maintain a high level of trauma care skill and expertise. Members of the trauma team.

Additionally, the primary benefits of a medical helicopter are summarized as follows:  
system vulnerabilities particularly in the care of injured children in a city of significant urban density and traffic congestion surrounded on three sides by water with only one trauma center and lacking a pediatric trauma center. This benefit was seen to be most important in the setting of a natural disaster, multi-casualty incident or facility problem at SFGH including an earthquake structural collapse, power or massive equipment failure.

Secondary benefits include financial and patient volume support for the Trauma Center generated by increasing numbers of tertiary referrals and the positive impact on medical staff retention and recruitment.

The financial incentives invite controversy and ethical debate. A 2002 study in The Journal of Trauma found that helicopters were used "excessively" for patients who weren't severely injured and often didn't get the patients to the hospital any faster than ground ambulances. One explanation for the overuse was profit.

According to Bryan Bledsoe, M.D. an emergency physician and University of Nevada researcher of medical helicopter accidents, only a small subset of patients benefit from aeromedical transport including those who need a cardiac stent or balloon within a 90 minute window. Bledsoe said 2 out of 3 patients transported by EMS helicopter generally have minor injuries and 1 in 4 is sent home without being admitted to the hospital.

The authors of the Executive Summary of the San Francisco General Hospital Medical Center Air Medical Access Needs and Feasibility Study deserve reprimand for efforts to minimize helicopter safety issues. Their summary states, "The study found that air medical helicopter operations are not inherently unsafe, but accidents can and do happen. Secondly, should an accident occur, the greatest danger would be to the aircrew members. There is little evidence to support any danger to surrounding neighborhoods, even though some of these neighborhoods would be subject to helicopter overflight."

The reality is that since the year 2000, 110 people have died in 120 air ambulance crashes and the dead include an 11 day old infant and her mother, a 63 year old business executive with chest pain, and a 70 year old doctor with heart problems all occurred during aeromedical transport to tertiary care medical centers. From 2002 to 2005, 1 in about 50 medical helicopters in the U.S fleet was involved in a crash. This is a far deadlier rate than the U.S. airline industry which went nearly five years without a commercial jetliner crash earlier this decade.

More significantly, the study fails to adequately analyze the consequences of a crash in a congested urban area. The San Francisco Police Department helipad program at the Hunters Point Shipyard was shut down in 2000 after a fatal crash in which two officers were killed. A third concern voiced by neighbors was the potential effects of helicopter operations at the hospital on residential property values.

Two additional options have been utilized for emergency landing zones for air ambulances seeking access to San Francisco hospitals. A temporary landing zone or "helispot" was used in the 1980's by Stanford LifeFlight on Pier 29. Air ambulances currently use San Francisco Airport which adds thirty minutes to the ground transit time because the helicopters must join a queue that approaches the airport from the south, even though most flights approach from the north.

In May of 2006 a 19 member Civil Grand Jury released the report Realities of Emergency and Disaster Medical Preparedness in San Francisco. The report found that a principle vulnerability of medical emergency preparedness is the lack of air medical access to the city's 9 functioning hospitals. Additionally it identified that, "a major unknown facing San Francisco will be the physical integrity of its hospitals after a major earthquake. For this reason San Francisco has been actively involved in a regional planning process with Marin County and San Mateo County and with a ten county plan formulated under the latest DHS grant application."

### Controversies in Prehospital Care and Aeromedical Transport

On October 19, 2004 the Scientific Assembly of the American College of Emergency Physicians convened in San Francisco's Moscone Convention Center. Marc Eckstein, M.D, FACEP Associate Professor of Emergency Medicine, University of Southern California and Medical Director of the Los



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Angeles Fire Department presented an update on the use of aeromedical transport in Prehospital Care: Aeromedical Transport.

Eckstein reviewed the literature on the risks and cost of aeromedical transport and discussed the risk benefit considerations of hospital based air ambulance programs. His primary focus was on safety concerns and the inherent risks in helicopter transport. He analyzed the impact of the down wash of rotors on ground personnel, weather and urban obstacles and cited a study appearing in *Annals of Emergency Medicine* 40:2002 Occupational Fatalities in EMS which documents that in a 6 year analysis of 114 fatalities 75% were transport related and 22% involved air ambulances.

The driving question of Ecksteins review was "Is the emergency aeromedical transport of patients justified?" He suggests that no good controlled studies have been undertaken and that comparing different flight programs is like comparing "apples and oranges" because staffing differences in flight crews (medics, RNs,MDs) introduces variations in scope of practice and capabilities.

Eckstein concludes that aeromedical transport finds its greatest utility where patients cannot be accessed via ground transport but that, in general, helicopters are overused in urban settings. An investigation examining the Utility of helicopter transport of trauma patients in an urban system- *J Trauma* 53:2002- looked at a 10 retrospective review of air ambulance patients finding 33% were discharged home from the emergency room and that only 2% needed life saving surgery.

Yet another study analyzed the impact of discontinuing a hospital based air ambulance program on trauma patient outcomes in Galveston, Texas. A 12% decline in trauma admissions and a 17% decline in admissions of severely injured patients was seen with no difference in mortality including hypotensive patients. The study also revealed the total transport time for patients brought by helicopter was significantly longer than for patients brought by ground.

An extensive review of literature found aeromedical transport offered its greatest life saving benefits to patients with major trauma and severe injury scores, especially pediatric patients. Trauma patients transported by helicopter received more advanced life support intervention and benefitted, in general, from faster transport times.

A statewide 7 year study in North Carolina found that patients transported by air ambulance had a lower trauma score and a higher injury severity score. An increased survival was seen in patients with a TS of 5-12 and ISS of 21 to 30. The majority of the 7% of 17,000 patients transported by air ambulance had a low ISS that would not justify helicopter transfer.

A 4 year trauma registry from Boston, MA examined 17,000 blunt trauma patients transported by air with 23,000 transported by ground and found a 24% reduction in mortality by multivariate analysis. Helicopters were staffed with medics and either RNs or MDs.

A study in *Military Medicine* 164:1999, however, examined aeromedical transport of trauma patients looking at 700 patients transported by ground and 100 transported by helicopter finding no difference in mortality when controlled for injury severity score.

**The Air Ambulance of the Future**

"The time is ripe for beginning a new effort to design and ultimately build an advanced aeromedical transport (AAT) aircraft using current technology for materials, propulsion and flight instrumentation. This effort cannot be solely the province of the traditional aircraft designer, however; the needs and new capabilities of the medical community are the driving factors underlying this proposal. Until now there has been no aircraft of domestic manufacture designed specifically to meet the requirements of patient transport." *Advanced Aeromedical Transport: Synergistic Design for Optimum Medical & Aeronautical Performance* Eric E. Sabelman and Ahimsa P Sumchai

The Executive Summary of the Emergency Medical Service Rotorcraft Technology Workshop (Washington, D.C. Oct. 14-14, 1981) concludes that key technological needs for the EMS helicopter of the future are:

- Ride quality of a fixed wing aircraft ie: reduced internal and external noise and vibration
- No tail rotor optimizing safety to crew and ground personnel during "hot loading"
- Small rotor diameter - minimizing rotor downwash
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In the Spring of 1987 Eric Sabelman, Ph.D my principle investigator in a series of research projects published in peer review journals on cervical spine stablization during helicopter transport arranged a meeting with John Zuk, Ph.D. head of the Rotary Wing and Powered Lift Division of the NASA - Ames Research Center in Mountain View to discuss NASA's cooperation with our investigations.

Dr. Zuk accompanied Dr. Sabelman and I on a tour of the hanger at the Mountain View facility introducing us to "the air ambulance of the future" -the experimental XV-15 Civil Tiltrotor research aircraft, a helicopter airplane hybrid.

Bell Helicopter, a Textron Company, is a \$1.6 billion, leading producer of commercial and military helicopters and the pioneer of the revolutionary tiltrotor aircraft. The rotors of the tiltrotor aircraft are called nacelles. With its nacelles in the vertical position, the tiltrotor takes off, lands and hovers like a traditional helicopter. When the nacelles are tilted forward to the horizontal position, the aircraft flies with the speed and range of a turboprop fixed-wing airplane.

Working with human factors engineers from the Stanford Center for Design Research, Dr. Sabelman and I submitted a project proposal to NASA-Ames outlining a methodology to prepare computer and physical simulations demonstrating the capabilities of candidate vehicles for the synergistic engineering design and medical transport needs of an advanced air ambulance.

"A civil aeromedical transport using the technology proven by the XV-15 Tiltrotor research aircraft would have several intrinsic advantages over helicopters presently employed in this service. These advantages originate in the combination of vertical flight with the characteristics of fixed wing aircraft during forward flight. A medically configured tiltrotor design could incorporate all user tasks including first response capabilities. The design effort will concentrate on adaptation of the fuselage, including internal dimensions, crew placement, ingress and egress for both patient and crew and location of medically significant facilities. The XV-15 appears to be sized to have the minimum lift capacity and the maximum rotor area or landing footprint desireable for foreseeable aeromedical missions. "

Our proposal was greeted with much enthusiasm but was ultimately deemed "ahead of its time". Tiltrotor technology was in need of the national development of a civil aviation infrastructure. Additionally, while the XV-15 had been successfully flight tested, a larger tiltrotor model, the military V22 Osprey and the conceptual 8-10 passenger civil CTR-800 failed flight testing and for nearly 20 years was put on the "back burner" of civilian aviation technology research and development.

On July 22, 2005 at Fort Worth, Texas, the Bell/Agusta 609 tiltrotor streaked over the skies of Central Texas with its outboard nacelles rotating forward to full airplane mode for the first time. When making its first transition to airplane mode the BA609 flew at 219 mph. The BA609 is a six to nine passenger aircraft with market applications for corporate business and government customers for a variety of roles including search and rescue.

On June 14, 2006 two MV-22 Ospreys, the military's first fully operational tiltrotor aircraft, arrived at Miramar Marine Corps Air Station in San Diego to run practice exercises such as aerial refueling.

Bell/Agusta Programs Director Jack Gallagher is quoted as saying, "This is truly a momentous point in aviation history because we have finally achieved the full range of flight on the world's first civil tiltrotor. This changes everything in vertical lift and general aviation.



"Bruce Brugmann"

01/20/2009 03:24 PM

To

cc

bcc Board of Supervisors/BOS/SFGOV

Subject Editorial: Don't privatize the taxicab permits

(17)

# Don't privatize cab permits

EDITORIAL In tough times, political leaders with no backbone for making hard decisions tend to look for easy, short-term fixes. And Mayor Gavin Newsom's proposal to auction off taxicab permits to the highest bidder is just that - a quick fix with serious long-term problems. In fact, it amounts to the privatization of a lucrative public asset.

A bit of background: since 1978, when then-Sup. Quentin Kopp authored a measure called Proposition K, San Francisco has issued some 1,500 taxi permits, known as medallions, to working cab drivers. Under Prop. K, the medallions can't be owned by corporations, and they can't be bought and sold as speculative commodities. They're owned by the city, and only people who actually drive cabs for a living can use them.

There's a logic to that. The permits are valuable - a medallion holder not only has the right to drive a cab, he or she can lease that permit to other drivers for additional shifts. Since a taxi can be on the road 24 hours a day, the lease income is substantial, roughly \$30,000 a year. But only active drivers get that benefit; nobody can hold a permit, sit at home (or work another job), and just collect that cash.

The process isn't perfect. The waiting list for a medallion takes more than 10 years. Some medallion holders cling to their permits long after they should have retired (and thus keep driving when they should no longer be on the road). There's no process for compensating a permit holder who becomes disabled.

But those are issues that can be addressed. The basic fact is that San Francisco has taken the position that the public benefit - a license to drive a cab for hire - should be given only to those who are using it. Prop. K prevents consolidation of ownership in the industry, prevents speculators from turning medallions into a new form of securities (which worked out so well with mortgages), and gives people who have spent 10 years or more driving a cab a chance to reap the full benefits of their work.

Newsom, however, sees those permits as a gold mine. If the city auctioned them off, they might bring \$100,000 apiece. Under Newsom's plan, much of that money would go to the city, although some would go to current medallion holders.

The plan is full of problems. For one, it could completely change the cab business in San Francisco,

(17)

shifting control of the industry away from drivers and giving it to big businesses and investors. Very few working drivers (who are lucky to clear \$30,000 a year) could afford to buy permits, particularly at auction. So the first people in the market would be the cab companies, which for years have wanted the right to own and control the medallions. Private investors - wealthy individuals and institutions - would see the permits as an asset likely to appreciate, and would buy up medallions, then seek to raise the lease fees for drivers. The only way drivers could buy permits would be to seek the equivalent of mortgage loans - but the banks that handle that sort of loans typically require 20 percent down, putting many drivers out of the running. Unless, that is, some shadowy characters come along with cash loans - or unless the cab companies handle that payment, thereby getting further control).

Unless medallion ownership is limited to drivers, the entire process will get corrupted. People will drive for a minimal period of time, bid on medallions, then go into another line of work - and keep the medallion. Newsom's office says he's going to do that, but there are no details on the plan yet.

Cab drivers in the city talk about the need for security and retirement income. After years of driving with a medallion, they want the right to sell it for a chunk of cash. But under the current system, drivers are - and most of them like being - independent contractors.

Freelance writers, consultants, small business owners, and many others who are self-employed are responsible for their own retirement planning. Why should cab drivers get a special deal from the city?

Privatizing the permits is just a bad idea. Newsom promised last year - in writing - that he wouldn't seek to change Prop. K. It's infuriating to see him so quickly break that promise.

The supervisors should reject this proposal.<0x00A0><cs:5>2<cs:>

**DAVID TORNHEIM**

c: BOS, cpage

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January 23, 2009

VIA E-MAIL AND HAND-DELIVERY

To: San Francisco Board of Supervisors

18

Re: Mayor's Appointments to Historic Preservation Commission

Dear Supervisors:

Under separate cover you should already have received a copy of the San Francisco Preservation Consortium's letter regarding the appointments to the new Historic Preservation Commission.

An additional copy of that letter is attached for your convenience.

The Consortium has asked that Rick Hauptman and I facilitate meetings with your offices to discuss these appointments.

Please contact either of us at your earliest convenience:

David Tornheim

Rick Hauptman

Very Truly Yours,



David Tornheim

Enclosure

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THE SAN FRANCISCO PRESERVATION CONSORTIUM

Sa

January 20, 2009

The Honorable Gavin Newsom  
Mayor of San Francisco  
City Hall, Room 200  
1 Dr. Carlton B. Goodlett Place  
San Francisco, CA 94102

Re: Mayoral Nominees to the San Francisco Historic Preservation Commission

Dear Mayor Newsom,

On behalf of the San Francisco Preservation Consortium (Consortium), a grassroots education and advocacy group comprised of individuals and member organizations, I thank you for reaching out to the preservation community to ensure your nominees to the new Historic Preservation Commission (Commission) meet or exceed the attached qualifications required by Proposition J which San Francisco voters overwhelmingly approved in November 2008.

The Consortium is pleased by the appointments of Alan Martinez, AIA, Historic Architect to Seat 1, Charles Edwin Chase, AIA, Architectural Historian to Seat 3, Courtney Damkroger, AICP, Preservation Professional to Seat 5 and Karl Hasz, General Contractor to Seat 6. We hope Seats 2, 4 and 7 will be filled prior to the Commission's first meeting on Wednesday, February 4, 2009.

The Consortium conducted informal interviews with several candidates whose applications you are considering nominating to the new Commission. We did not interview candidates who are known to us through their recent participation on the Landmarks Board. Per below, we highly recommend Diane Matsuda, Esq. be nominated to Seat 7 – At Large; Robert Cherny, Ph.D. be nominated to Seat 4 – Historian; and Johanna Street, AIA be nominated to Seat 2 – Historic Architect. Alternately, we recommend Lucia Bogatay, AIA be nominated to either Seat 2 or Seat 7.

Recommended for Seat 7 - At Large: Diane Matsuda, Esq. is a native San Franciscan who attended UC Hastings College of the Law and USF. She worked under State Historian Kevin Starr as program director for the California Civil Liberties Public Education Program which funded significant projects, such as the landmarking of buildings in the three remaining California Japantowns. She expresses a keen interest in collecting the oral histories of under-represented communities which she sees as the starting point in understanding the historic significance of the built environment. In her role as the executive director of the California Cultural and Historical Endowment Ms. Matsuda gained experience in evaluating historical resources under the California Environmental Quality Act. She is specially qualified by reason of her interest, competence, knowledge, training and experience in the historic, architectural, aesthetic, and cultural traditions of the City, and her interest in the preservation of its historic structures, sites and areas, and residents of the City.

Recommended for Seat 4 - Historian: Robert Cherny, Ph.D. most recently served as Vice President of the Landmarks Preservation Advisory Board (LPAB). He is a distinguished professor of history at San Francisco State University and a renowned historian who has published extensively. The focus of Mr. Cherny's work has been on local history and labor history. He received his Ph.D. in history from Columbia University and exceeds the Secretary of the Interior's Professional Qualifications Standards for history with specialized training and/or demonstrable experience in North American or Bay Area history.

Recommended for Seat 2 - Historic Architect: Johanna Street, AIA served on the most recent LPAB and is a licensed architect specializing in historic preservation. As a sole-practitioner, she works on select preservation projects and is an advocate for the maintenance of the built environment. She holds a professional degree in Architecture from Virginia Polytech and is considered an expert in materials conservation and structural systems which enables her to offer technical assistance in solving complex design problems to Certificate of Appropriateness applicants. She is exceptionally well qualified and meets the Secretary of the Interior's Professional Qualifications Standards for historic architecture.

Alternately recommended for Seat 2 or Seat 7: Lucia Bogatay, AIA is a licensed architect recognized for her redesigns of historic buildings for contemporary use. She has practiced architecture in San Francisco for 40 years. Ms. Bogatay was appointed by Mayor Diane Feinstein to the LPAB and served for four years. She has also served on the board of the Fort Point and Presidio Historical Association, is a longstanding member of San Francisco Architectural Heritage and the National Trust for Historic Preservation. Lucia received her Master of Architecture degree from Harvard Graduate School of Design and meets the Secretary of the Interior's Professional Qualifications Standards for historic architecture.

We also conducted informal interviews with H. Ruth Todd, AIA, AICP and Carolyn Kiernat, AIA. Both are principals with Page & Turnbull, Inc. and are licensed architects who meet the Secretary of the Interior's Professional Qualifications Standards for historic architecture, qualifying them for Seat 2. However, given the City Attorney's interpretation of the conflict of interest and compensated advocacy sections of the Good Government Guide, their regular duties working for Page & Turnbull, Inc.—among the largest firms in the Bay Area providing historic preservation and conservation services—would appear to conflict with performing their regular roles in contact with the City professionally while concurrently serving on local Commissions. If not an outright conflict, their ability to serve might be severely limited.

Again, we appreciate your seeking our counsel regarding your nominees to Historic Preservation Commission Seats 2, 4 and 7. We look forward to seeing the full Commission seated as soon as possible with the highly qualified persons who have already submitted their applications to you.

Sincerely yours,



Stewart Morton, Treasurer and January Meeting Chair  
San Francisco Preservation Consortium

Attachments: Excerpt on Historic Preservation Commission Qualifications from Prop. J  
San Francisco Preservation Consortium Mission Statement

cc: San Francisco Board of Supervisors  
San Francisco Historic Preservation Commission  
San Francisco Planning Commission  
Michael Cohen, Director, Mayor's Office of Economic and Workforce Development  
Michael Yarne, Esq., Mayor's Office of Economic and Workforce Development  
Rich Hillis, Mayor's Office of Economic and Workforce Development  
Marlena Byrne, Deputy City Attorney  
John Rahaim, Director, San Francisco Planning Department  
Mark Luellen, Preservation Coordinator, San Francisco Planning Department  
Sophie Middlebrook, Acting Preservation Coordinator, San Francisco Planning Department  
Milford Wayne Donaldson, FAIA, SHPO, State Office of Historic Preservation  
Anthea Hartig, Director, National Trust for Historic Preservation Western Office  
Cynthia Heitzman, California Preservation Foundation  
Mrs. G. Bland Platt, San Francisco Historic Preservation Fund Committee  
Jack Gold, San Francisco Architectural Heritage  
Vincent Marsh, Acting Chair, San Francisco Preservation Consortium  
Lucia Bogatay, AIA, Principal, Bogatay Architects  
Robert Cherny, Ph.D., Professor of History, San Francisco State University  
Carolyn Kiernat, AIA, Principal, Page & Turnbull, Inc.  
Diane Matsuda, Esq., Executive Director, John Burton Foundation for Children Without Homes  
Johanna Street, AIA, Architect  
H. Ruth Todd, AIA, AICP, Principal, Page & Turnbull, Inc.

**Excerpt from Charter Amendment**  
**Creating an Historic Preservation Commission**  
**Proposition J - November 2008**

QUALIFICATIONS. In addition to the specific requirements set forth below, members of the Historic Preservation Commission shall be persons specially qualified by reason of interest, competence, knowledge, training and experience in the historic, architectural, aesthetic, and cultural traditions of the City, interested in the preservation of its historic structures, sites and areas, and residents of the City. Six of the members of the Historic Preservation Commission shall be specifically qualified in the following fields:

1. Seats 1 and 2: licensed architects meeting the Secretary of the Interior's Professional Qualifications Standards for historic architecture;
2. Seat 3: an architectural historian meeting the Secretary of the Interior's Professional Qualifications Standards for architectural history with specialized training and/or demonstrable experience in North American or Bay Area architectural history;
3. Seat 4: an historian meeting the Secretary of the Interior's Professional Qualifications Standards for history with specialized training and/or demonstrable experience in North American or Bay Area history;
4. Seat 5: an historic preservation professional or professional in a field such as law, land use, community planning or urban design with specialized training and/or demonstrable experience in historic preservation or historic preservation planning.
5. Seat 6 shall be specially qualified in one of the following fields or in one of the fields set forth for Seats 1, 2, or 3:
  - a. A professional archeologist meeting the Secretary of the Interior's Professional Qualification Standards for Archeology;
  - b. A real estate professional or contractor who has demonstrated a special interest, competence, experience, and knowledge in historic preservation;
  - c. A licensed structural engineer with at least four years of experience in seismic and structural engineering principals applied to historic structures; or
  - d. A person with training and professional experience with materials conservation.
6. Seat 7 shall be an at large seat subject to the minimum qualifications set forth above.



## THE SAN FRANCISCO PRESERVATION CONSORTIUM

The San Francisco Preservation Consortium is a grassroots education and advocacy group comprised of individuals and member organizations. Vincent Marsh is our Acting Chair, Stewart Morton is our Treasurer and Cynthia Servetnick is our eGroup Moderator. Founded in 2001, we currently have 134 listserv members. Our website is:

<http://groups.yahoo.com/group/sfpreservationconsortium>

The Consortium seeks to strengthen the City's Landmarks Ordinance (Article 10 of the Planning Code), including augmenting the powers of the Historic Preservation Commission, and renewing the commitment to uphold the provisions, procedures and protections for historic downtown resources required by Article 11.

The Consortium advocates the appointment of appropriately qualified persons to the Planning Commission, the Board of Appeals and the Historic Preservation Commission. The Consortium also advocates increased funding for neighborhood surveys and the incorporation of survey findings into Neighborhood Plans as well as planning and permit application decisions.

In the realm of new legislation, the Consortium would like to see measures that would prevent deliberate "demolition by neglect" of historic resources by private property owners and guarantee basic maintenance of all designated resources owned by the City of San Francisco and the Redevelopment Agency.

To facilitate rehabilitation and adaptive reuse of historic resources, the Consortium urges the removal of administrative barriers to the application of the State Historical Building Code to all eligible structures in the City, as required by California law. Further, the Consortium supports the City's development of additional financial incentives to encourage retention, reuse and maintenance of privately-owned historic sites.

<http://www>

## San Francisco | Health, Housing, and Public Services

### **SFPUC lacks Accountability and Transparency when it comes to process - \$26 million stake.**

by Francisco Da Costa

Wednesday Jan 21st, 2009 4:17 PM

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The GHOST of Susan Leal still lingers at San Francisco Public Utilities Commission (SFPUC) - and process and how business was done in the past - has now come to haunt the SFPUC. Case in point the recent \$26 million contract that is tainted. The SF Board of Supervisors heard the "conflict of interest" loud and clear but chose to send the agenda item with approval to the full SF Board of Supervisors.

Susan Leal had it made at the San Francisco Public Utilities Commission (SFPUC) earning a salary of over \$350,000 a year and staffing the SF Public Utilities Commission with staff more qualified with life style as a prerequisite - rather than expertise.

On January 21, 2009 before the Budget and Finance Committee - Supervisor David Campos from District 9 - brought up a conflict of interest issue - linked to Parson and the doling out of \$26 million and how Parsons - participated in key discussion and as an advisory party - and then bid on the contract.

It does not matter how small the role played is when one Entity or Company that advises on any contract. As and when on playing the role - the Entity or Company accepts the contract - the Entity or Company - can be charged - "conflict of interests".

In this case millions of dollars - as in this particular case - a tip of the iceberg - \$26 million. The whole project is worth more than \$4 Billion.

This same issue came before the SF BOS before and the SF BOS were NOT fully informed about the details and agreed to permit SFPUC to dole out millions the first time around.

This second round on January 21, 2009 - was different as Supervisor David Campos - who is lawyer - delved into the contracting details and how 1090 can be understood in its broader interpretation of the law.

Clearly this time around - SFPUC for the first time met its challenge.

In the past Supervisors the likes of Tom Ammiano, Aaron Peskin, Sophie Maxwell, Bevan Dufty - rubber stamped a lot of the dubious contracts - SFPUC brought before the Committee Meetings and before the full - SF Board of Supervisors.

It was not uncommon for Susan Leal to meet the above mentioned vermin behind close doors. And I can venture to state - they were on the take.

Supervisor Sean Elsbernd was quick to respond and was first to agree to send this agenda item and the request of \$26 million to the full SF BOS. He further stated that even though this matter was tainted with a faulty process - he did not want the entire matter to be revisited - the project delayed.

He failed to think in like manner when it came to Public Defender - Jeff Adachi. Different strokes for different folks. If you had the balls you would appreciate the hard work of the Public Defender - you

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could have proved yourself to be a man and more Jesuit educated.

Another Request for Proposal on this matter - Sean Elsbernd said would delay the on going Hetch Hetchy roject that has been tainted with process issues - with former Susan Leal's cronies still in power and doing their dirty - deed.

PARSONS has played an important role - educating and informing the SFPUC staff that often talk the talk but cannot walk the walk.

The over \$4.2 Billion project linked to Hetch Hetchy and linked to Clean Water - is tainted with "conflict of interests". All these cases should be posted on the <http://www.sfwater.org> web site.

I commend Supervisor David Campos from District 9 to further pursue the details linked with this case. There are a number of San Francisco astute constituents that fully comprehend the corrupt SFPUC and how it does business.

It is time this corrupt Enterprise Organization is fully audited again and that strict standards of operations - more Accountability and Transparency - are put into place.

Both Harlan Kelly under whose purview this matter comes and Ed Harrington who has replaced Susan Leal - and duty bound to serve the constituents of San Francisco to the best of their ability. I will appear before the next SFPUC Commission meeting and state this matter and more.

At the inception of this over \$4.2 billion project - I went out of my way to bring the First People - the Native American tribes to the SFPU Commission meeting. I explained to the SFPU Commissioners - that the First People should be respect. This has not be done.

Secondly, the SFPUC continues to think that this large project will be successful based on corruption, lack of transparency and accountability. But, more disrespecting the history of what transpires at Hetch Hetchy and its link to the First People.

This land and the SACRED WATER was stolen from the First People by San Francisco.

The source of the water is very pure - perhaps the most pure water in the entire world. The granite stone acts as a natural filter. Every time I visit the tribes of the region - they offer me the Sacred Water from the Source.

I say to the SFPUC - now, that you have with INTENT disrespected the First People no good will come of this project. You all have BLOOD on your hands.

You will not get a second chance - the Hayward Fault - will destroy your faulty Engineering projects. Aho.

As the water leaves Hetch Hetchy Reservoir - some miles down stream the water is polluted with other water that demands - treatment.

Every day millions of gallons of water leak from the entire system.

In San Francisco itself the over 1900 miles of clean water pipes are over 80 years old and leeching. The present sitting Commissioners have NO clue about this fact - and if they do - they do not speak about it.

At this time there are three SFPUC Commissioners - Ann Moller Caen who is the Chair, Francis Cowley who is linked to the Labor Union, and a Socialite who understand less about Infrastructure and even less about the entire project - Francesca Vietor.

Normally, there would be five sitting SFPUC Commissioners. But, it has been months now - this is the sad state of affairs. Agenda items come before these Commissioners and in a Circus Like atmosphere - millions of dollars are doled out - in a manner that does not meet due process and lack full Accountability and Transparency.

There is no one that meets the caliber of former SFPUC Commissioners - Richard Sklar and Dennis Normandy.

Today's Budget and Finance Committee has a series of Agenda Items filled with dubious machinations - and believe it or not - all of them were endorsed by the Committee consisting of John Avalos as Chair, Sean Elsbernd, and Ross Mirkarimi - and sent to the full BOS.

The Progressives are duty bound NOT to follow the corrupt actions of the past. Much damage was done by Aaron Peskin, Sophie Maxwell, Bevan Dufty, Jake McGoldrick, Michela Alioto-Pier and others that endorsed their way of thinking.

I have not come before the full SF Board of Supervisors - yet. But, judging from my comments you all must know that I will not endorse anyone without a spine - and more today's faulty adjudication that were endorsed - without a MORAL COMPASS.

Surely, the case involving the PARSONS' tinge of corruption calls for further investigation.

Never mind that the City Attorney present in the Chambers who is a din-bat - has been there for the longest time ever - meeting folks behind closer doors and earning her high salary of over \$200,000 dollar plus benefits - with no one to take her on.

As could be gauged today - Supervisor David Campos gave her a dose of her own medication.

In this case - pertaining to the SFPUC and the \$26 million contract - it is time to call in the Federal Bureau of Investigation.

I know the 1090 contract law and can say with certainty that there is "conflict of interest" in the case I have tried to explain. Let us not give those who want this matter to go forward - a free pass.

When it came to Jeff Adachi our Public Defender - a few came hard on him. These folks have no clue how many lives this man (Jeff Adachi) has saved.

In his case our City and County of San Francisco with a budget of \$6.5 BILLION - prefers to put down the Public Defender's Office and give tax payers money to Private Attorneys.

The Mayor can have five folks to do his Public Relations. Waste thousands through Dwayne Jones and the Communities of Opportunity - a source funded by private corporations but used by the Mayor and his pimps and whores.

In the case of the Power Generators no one asked why Generators using Fossil Fuel and near a hospital - make sense in this day and age. Also, why was this Emergency Matter not brought up some years ago. Let us not treat such matters - as business as usual. Reskin keeps screwing up the Department of Public



Works. What happened to Fred Abadi?

This article is meant to address the nonsense going on with San Francisco Public Utilities Commission - and the very poor work and pussyfooting that has been going on.

I thought with Ed Harrington - we would see a change - but sad to say - it is business as usual.

I do not see Joan and Steve two citizens at the SFPU Commission meetings which make me wonder - why?

If the public does not check this rascals more skunks - the stench will fill the place and contaminate all that is good and decent.

Francisco Da Costa

Director

Environmental Justice Advocacy

<http://www.sfwater.org>

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<http://>

## San Francisco | Racial Justice

### **Hunters Point Shipyard Restoration Advisory Board boots off Amy Brownell from SFHD.**

by Francisco Da Costa

Friday Jan 23rd, 2009 7:54 AM

JD

Amy Brownell who has been sitting on the Hunters Point Shipyard - Restoration Advisory Board (RAB) for years - has never, ever - represented the community. She has represented the interests of corrupt politicians and those that worship Greed. Yesterday, January 22, 2009 at 1800 Oakdale at the Southeast Commission Facility - Amy Brownell was booted off by the majority of the Restoration Advisory Board members - for not doing her duty and failing to represent the community. Six new RAB members joined the Board yesterday - and judging from the business at hand - they all seemed to take their responsibilities to the community - very seriously.

The Restoration Advisory Board are Boards formed to represent the community and are mostly attached to former Department of Defense (DoD) bases - that are close to large community and were closed - due to the Base-Closure Act or in the case of Hunters Point Naval Shipyard deactivated 30 years ago.

In recent years the RAB to the Hunters Point Shipyard has not truly represented the interests of the community. Many of the members got involved in petty issues and did not focus on the main issue - that is the clean up of the Shipyard.

In the year 2000 - Proposition P mandated that the entire Shipyard be cleaned to Residential Standards. 87% of San Franciscans voted in favor of this Proposition.

The problem is that most of the RAB members and three or four that do not reside in the community - have not read less studied Proposition P - that mandates the entire Shipyard be cleaned to Residential Standards.

Some years ago the City and County of San Francisco with the help of the San Francisco Redevelopment Agency and its then Director Marcia Rosen - saw that Amy Brownell who works for the San Francisco Health Department, Micheal Cohen who took care of Base Closure issues, Arc Ecology who is a proxy for the dubious entities its represent funded by the SF Redevelopment Agency - that gives it millions of dollars - all worked against the community at large and favored the development and lack of clean-up - of the Hunters Point Naval Shipyard without a meaningful dialog.

In the past you had members like Karen Pierce, Jessie Mason, Olin Webb - some artists that lived and worked on the Shipyard - attend the RAB meetings to have their fifteen minutes of fame - and really fail to represent the interests of the community.

As I said that are Restoration Advisory Boards are found all over the Nation and many in California. The Presidio of San Francisco has one, Fort Ord has one, Alameda has one - and all of them try to genuinely represent the community.

In the case of the Hunters Point Naval Shipyard - some disgruntled members with vested interests are prodded by San Francisco City Agencies to created discord.

At one time even Community Based Organizations like Young Community Developers were used to

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<http://www>

ble=true

1/23/2009

attend the meetings and intimidate others that meant well.

It is age old - divide and rule method that will fail each and every time - after it reaches saturation point. There are some Blacks who suffer from a Superiority Complex - they think they know too much - never do their home work and are are detriment to themselves and of course the community.

In the case of Hunters Point Naval Shipyard - the Blacks have been on the fore-front of ruining the Restoration Advisory Board. Often introducing topics that are NOT on the Agenda - using filthy language and creating discord.

The Hunters Point Naval Shipyard have a web site:

<http://www>

As you can see the URL is so long and meant to create confusion and keep people - from being informed.

The Hunters Point Naval Shipyard is a Superfund Site and bereft with problems. It was the place that first used Depleted Uranium. If one reads the Final Radiological Assessment Report linked to the Hunters Point Naval Shipyard - one can learn a lot and understand fully the complex issues.

The copy is available at the San Francisco Main Library and is a must read for those that really want to delve and understand the issues at hand.

The Navy has expanded millions of dollars. First there was a company called International Technologies (IT) - they wasted \$300 million and declared bankruptcy.

Now, Tetra Tech is making millions - pretend to help the community and doing the opposite. Tetra Tech has connection in Washington DC and helps the campaign coffer of Nancy Pelosi and Diane Feinstein.

The RAB does not talk much about pertinent topics - and what is more knows less about the history of the past clean up. In fact the present RAB members - lack the qualification to fully comprehend - less act in a meaningful manner - to persuade the United States Navy to do the clean up. Technical issues are important to comprehend and those that lack this knowledge are at a loss to contribute to the community at large.

In the past there have been a couple of Blacks that purport to be experts - some of them insists on being called Doctors - I have never, ever seen such pathetic fools in my life. If you are a Doctor - you really do not have to insist that the world calls you a Doctor. But, at the RAB meeting you will encounter such fools - that talk and talk in circles and never, ever - get to the point.

It is in the midst of such machinations - recently - some community members have joined the Restoration Advisory Community - and yesterday six of them were brought on board to infuse new blood and some badly need fresh air - to a very polluted situation.

Keith Forman the Navy RAB Co-Chair has been working with the Community RAB Co-Chair - to help the community. But, we who have been attending the meetings and getting feed back from the pertinent sources - have found that folks like Arc Ecology, Young Community Developers, and Amy Brownell who works for the San Francisco Health Department have been compromising the community - behind the scenes.

These dubious entities do so by working against the community. These dubious entities take upon themselves to represent the community - install dust and Asbestos monitors and do not reveal the truth to the community at large.

Take money for outreach and do none of it. Foremost Arc Ecology that gets millions and it Director Saul Blook aka David Saleman - says he represents the community but does not do so and has been told so.

Recently we have had ASBESTOS exceedances way behind the 16,000 structures per cubic meter. Fifteen and even twenty times the exceedances that adversely impact the community. The problem comes from Parcel A but these crooks always blame the U.S. Navy for the problem.

In fact the dust originates from Parcel A that come under the jurisdiction of the SF Redevelopment Agency - with Arc Ecology, Young Community Developers, and Amy Brownell who works for the Health Department - not doing their job. Not doing any outreach and what is more never speaking the truth.

Parcels B, C, D, E, F all belong to the Navy - and the Navy tries to maintain some standards.

However since the year 2004 - Lennar a Rogue Developer that has closely worked with Arc Ecology, Young Community Developers, and Amy Brownell has created Dust and Asbestos problems - and tried to blame the United States Navy.

In the past the United States Navy has come to the table and refuted the LIE. Arc Ecology, Young Community Developers, and San Francisco Health Department and Amy Brownell point fingers to the United States Navy for no reason at all.

Yesterday - Amy Brownell was booted off the Hunters Point Shipyard - Restoration Advisory Board and right so.

Now, it remains to boot off any polluted residue from Arc Ecology that does not serve the community and is there to make money - off the community.

Young Community Developers (who past Director is Missing in Action) linked to some fiscal issues and of course Amy Brownell who has LIED in the past and continue to play a dubious role - adversely affecting the community - need to be checked.

Yesterday, the Restoration Advisory Board took some major steps that hopefully will bring a drastic change and send a strong message to the Regulatory Agencies and dubious Community Based Organizations - they are :

1. The Environmental Protection Agency.
2. The Regional Water Board
3. The Department of Toxic and Substances Control
4. The San Francisco Health Department
5. Young Community Developers
6. Arc Ecology

## 7. The San Francisco Redevelopment Agency.

The Restoration Advisory Board demanded the resignation of Amy Brownell and that was very good. Good riddance of very bad rubbish.

The Restoration Advisory Board to the Hunters Point Shipyard demanded that the Grand Jury investigate the machinations and ploys linked to the Regulatory Agencies and foremost the SF Health Department. A vote was taken and passed in the majority.

The Restoration Advisory Board to the Hunters Point Shipyard voted and demanded the Immediate Stoppage of all work at the Hunters Point Naval Shipyard. This too was passed by a majority vote.

Things on Parcel A are in a mess and all initiated by Lennar a Rogue Developer. The community has been fighting Lennar and Stop Lennar Action Movement - has been making great strides.

The issues stem mostly from toxic dust and Asbestos Dust - with little watering and not following the Dust Mitigation Plan - as laid down in the Disposition and Development Agreement and Article 31.

On the Shipyard and Parcels B, C, D, E, and F - there is pressure from the City and County of San Francisco, Senator Diane Feinstein, Congressperson Nancy Pelosi, Mayor Gavin Newsom to transfer quickly these polluted parcels - without proper clean up. the aim to build 10,500 homes on a toxic dump without clean-up to Residential Standards.

More of radiological elements - from land under the jurisdiction of the United States Navy to the City and County of San Francisco. To the San Francisco Redevelopment Agency - to Lennar to build over 10,500 on the toxic dump - more a Superfund Site.

The Restoration Advisory Board deals only with the Navy and the issues it is connected with.

For the longest time ever - Arc Ecology, Young Community Developers, Bayview Hunters Point Advocates, some Artists have worked against the community - and tried to work deals with the SF Redevelopment Agency to garner favors.

It is strange that under some Agreement - the SF Redevelopment still leases out and controls some buildings on the Shipyard. All this was brought about by Congressperson Nancy Pelosi.

For example Good Will is all over the toxic Shipyard with its truck and surrounded by pollution. Having no clue about the exceedances and its drivers and others put in harm way.

The same with the San Francisco Police Department - the Laboratory and its Tactical Units - exposed to radiological and other adverse elements - in and around Building 606 - on Hunters Point Naval Shipyard. Few know about this fact in San Francisco.

There are Storage Facilities - a couple of them that the SF Redevelopment Agency collects rent and these entities have no clue they are targets of pollution.

Then the Artists chose to live and work for years on the Shipyard in Building 101 and the surrounding areas. Some died of Cancer.

The Restoration Advisory Board Members are not cognizant of these facts because many of them are not

astute and less have no clue about the Shipyard's long - history . Some talk the talk - in their ignorance - and every time they talk they shove their foot in. It is pathetic to see some of these fools try to represent and in doing so - disgrace the community that they are supposed to represent.

Some members of the RAB want favors - there are two or three that want the Navy to give them contracts - pertaining to trucks - these folks do not physically live in our community. They are Blacks but are here to leach on the benefits really meant for the community that live in the Bayview Hunters Point.

One Jessie Mason lives with his mother in Daly City.

Another loud mouth lives in Oakland and say he represents his brother and on top of that calls himself a Doctor. This man has lost his senses - and yet he is permitted to operate and cause further confusion and a ruckus.

The best thing that ever came and hit Amy Brownell like lighting - was being booted off the Restoration Advisory Board - linked the Hunters Point Naval Shipyard.

The next agenda item - should be the booting off the Facilitator and Loud Mouth - Pendergrass.

Francisco Da Costa  
Director  
Environmental Justice Advocacy

\*\*\*\*\*

[http](#)

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<http://www.hunterspointnavalshipyard.com>

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BOARD of SUPERVISORS



City Hall  
Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 544-5227

Date: January 23, 2009

To: Members of the Board of Supervisors

From: Angela Calvillo, Clerk of the Board *Angela Calvillo*

21

Subject: Form 700

This is to inform you that the following individual has submitted a Form 700 Statement of Economic Interests to my office.

- ✓ Pilar Schiavo-Legislative Aide
- ✓ Zachary Tuller- Legislative Aide
- ✓ David Noyola - Legislative Aide
- ✓ John Jackson - Legislative Aide
- ✓ Nicholas Kinsey - Legislative Aide
- ✓ Aaron Peskin-Supervisor

21

**Board of  
Supervisors/BOS/SFGOV**

01/23/2009 06:37 PM

To Chris Daly/BOS/SFGOV, Lena Gomes/BOS/SFGOV, Tom  
Jackson/BOS/SFGOV,

cc

bcc

Subject Fw: Will We Finance the People of the United States?

Complete a Board of Supervisors Customer Satisfaction form by clicking the link below.

[http://www.sfgov.org/site/bdsupvrs\\_form.asp?id=18548](http://www.sfgov.org/site/bdsupvrs_form.asp?id=18548)

----- Forwarded by Board of Supervisors/BOS/SFGOV on 01/23/2009 06:43 PM -----



**Ivan E Pratt**

<  
m>

01/22/2009 02:40 PM

To Blair Czarecki <  
board.of.supervisors@sfgov.org, Christopher Nguyen  
<Christopher.Nguyen@sfdph.org>, Edward Evans  
Gavin Newsom  
<gavin@navinnewsom.com>

Subject Will We Finance the People of the United States?

## **WHAT OF HUD SRO LOW INCOME HOUSING PROGRAMS SUPPORTING THE DISABLED January 22 2009**

**BOOK: "Manias, Panics and Crashes: A History of  
Financial Crises", updated by Robert Aliber in 2005,**

**ISBN ????????**

**Economist Magazine Editorial,**

**WebPage:**

**[http://www.economist.com/printedition/displayStory.cfm?St  
ory\\_ID=12957709](http://www.economist.com/printedition/displayStory.cfm?Story_ID=12957709)**

22

22



**And so everybody is talking collapse of this or that major investment house, and how we should bail out this or that bank etc. I live in a HUD SRO Low Income Housing community in San Francisco's Tenderloin District Six Area. And I am wondering if I am going to be the next generation of homeless people in San Francisco again. When I say again, I lived in Golden Gate Park for twenty years, that right, as a homeless person. But now I am a senior citizen with medical disabilities, and living on the streets would be a real disaster for me. The building I live in is 95 percent senior citizens over the age of 55 years of age, and medical disability of one kind or another. I am concerned about the future of HUD SRO in the Tenderloin Area of San Francisco in California, and of course do I have to pack up my tent and start another homeless life living in Golden Gate Park. Certainly since we are addressing financial collapses we had better start talking about making HUD SRO People another whole new generation of homeless people to be added to the existing generation of homeless people due to foreclosure of homes in the United States. Or maybe we Americans ought to pretend that financial situation away like we did when we were living on credit entirely too much, not expecting the credit bubble to bust one day or other.**

**I mean the free enterprise system might have been free when countries other than the United States where third world countries struggling to be like Americans, and the Americans could make really wholesales deals on buying these countries natural commodities, but now these**

**countries have not only caught on to the American hustle in finances, but the interpretation on the bidding for natural commodities have become a sustainable ecology question in realistic terms of market values and investment – which will definitely put the old school of economics in America out of business and re-interpret capitalism or abolish capitalism altogether.**

**THANKYOU,**

**IVAN EDGAR PRATT,**

**January 22, 2009**



Richard Skaff

01/21/2009 07:56 PM

To Carolyn Jayin <Carolyn.Jayin@sfgov.org>  
cc "Laurence M. Kornfield" <Laurence.Kornfield@sfgov.org>, Vivian Day <Vivian.Day@sfgov.org>, Gavin.Newsom@sfgov.org, board.of.supervisors@sfgov.org,  
bcc

Subject RE: Department of Building Inspection Dimensional Tolerance Policy

23

1/21/09

Carolyn Jayin  
Executive Secretary to the Director  
Department of Building Inspection  
1660 Mission Street, 6th Floor  
San Francisco CA 94103  
Ms. Jayin,

This is my second response to you since I sent my original complaint to Ms. Vivian Day, the Acting Director of the San Francisco Department of Building Inspection. I sent the original complaint to Ms. Day on December 18, 2008 (see attached below).

Please inform Ms. Day that by this email, I have requested a date specific when I can expect the Department's response which must include the Department's decision as to either it agrees with or denies the validity of my complaint. That decision should include what actions the Department will or will not take to modify or remove its dimensional tolerance policy.

Thank you.

Richard Skaff

--- On Wed, 1/21/09, Carolyn Jayin <Carolyn.Jayin@sfgov.org> wrote:  
From: Carolyn Jayin <Carolyn.Jayin@sfgov.org>  
Subject: RE: Department of Building Inspection Dimensional Tolerance Policy  
To: "Richard" <richardskaff@att.net>  
Cc: "Laurence M. Kornfield" <Laurence.Kornfield@sfgov.org>, "Vivian Day" <Vivian.Day@sfgov.org>  
Date: Wednesday, January 21, 2009, 7:41 AM

We are continuing to review your concerns about DBI's Administrative Bulletin regarding Construction Tolerances. We hope to have a response to you shortly.

23

Carolyn Jayin  
Executive Secretary to the Director  
Department of Building Inspection  
1660 Mission Street, 6th Floor  
San Francisco CA 94103  
415-558-6131 Phone  
415-558-6225 Fax  
Email: Carolyn.Jayin@sfgov.org  
Web: www.sfgov.org/dbi

"Richard"

<richardskaff

To

"'Carolyn Jayin'"

01/09/2009 03:40

<Carolyn.Jayin@sfgov.org>

PM

cc

"'Gavin Newsom'"

<Gavin.Newsom@sfgov.org>,

<board.of.supervisors@sfgov.org>,

<susan.mizner@sfgov.org>,

<louis.verdugo@doj.ca.gov>,

<janet.l.blizard@usdoj.gov>,

"'Thorman, David'"

<David.Thorman@dgs.ca.gov>,

"'Conrad, Richard'"

<Richard.Conrad@dgs.ca.gov>

Subject  
Building  
Tolerance

RE: Department of  
Inspection Dimensional  
Policy

1/9/09

Carolyn Jayin,  
Executive Secretary to the Director  
Department of Building Inspection  
1660 Mission Street, 6th Floor  
San Francisco CA 94103

Ms. Jayin,

Thank you for your email.

Although I appreciate your email update, I'm quite concerned that I'm only now receiving a response from the San Francisco Building Department to my December 18, 2008 email. I do expect that the Department's response will be forthcoming soon, hopefully within the next ten business days.

Richard Skaff

---

-----Original Message-----

From: Carolyn Jayin [mailto:Carolyn.Jayin@sfgov.org]  
Sent: Friday, January 09, 2009 9:34 AM  
To: richardskaff@att.net  
Subject: Re: Department of Building Inspection Dimensional  
Tolerance Policy

Mr. Skaff,

We are in receipt of your emails to Acting Director Vivian Day. Staff is in the process of reviewing your request, and will contact you upon completion of their review.

Thank you for bringing this matter to our attention.

Carolyn Jayin  
Executive Secretary to the Director  
Department of Building Inspection  
1660 Mission Street, 6th Floor  
San Francisco CA 94103  
415-558-6131 Phone  
415-558-6225 Fax  
Email: Carolyn.Jayin@sfgov.org  
Web: www.sfgov.org/dbi

----- Forwarded by Vivian Day/DBI/SFGOV on 01/09/2009 09:28 AM  
-----

To "Richard"  
<richardskaff@att.net>  
12/31/2008 02:34 PM  
"Vivian Day"  
<Vivian.Day@sfgov.org>  
cc <susan.mizner@sfgov.org>,"  
"Gavin Newsom"  
<Gavin.Newsom@sfgov.org>,  
<board.of.supervisors@sfgov.org>,  
<louis.verdugo@doj.ca.gov>,  
<janet.l.blizard@usdoj.gov>  
Subject FW: Department of  
Building Inspection Dimensional  
Tolerance Policy

12/31/08

Ms. Vivian Day, Acting Director  
San Francisco Department of Building Inspection 1660 Mission  
Street San  
Francisco, CA 94103

Ms. Day,

I am re-sending you the attached email since I have not as yet  
had a  
response from you.

Also, in reviewing the Department's web site, I found that your  
web staff  
directory appears to only available in PDF format and nowhere in  
that  
document could I find the name of the Department's ADA  
Coordinator.

I look forward to your timely response to both emails.

Thank you.

Richard Skaff  
From: Richard Skaff [mailto:rich]  
Sent: Thursday, December 18, 2008 5:27 PM  
To: Vivian.Day@sfgov.org  
Cc: 'Gavin Newsom'; 'board.of.supervisors@sfgov.org';  
'susan.mizner@sfgov.org'; 'louis.verdugo@doj.ca.gov';  
'Thorman, David';  
'Conrad, Richard'; 'janet.l.blizard@usdoj.gov'  
Subject: Department of Building Inspection Dimensional Tolerance  
Policy

12/18/08

Vivian L. Day, Acting Director  
Department of Building Inspection  
City and County of San Francisco  
1650 Mission Street, 6th Floor  
San Francisco, CA 94103

Ms. Day,

I am writing to ask that you take the action to immediately remove the San Francisco Department of Building Inspection policy titled "Dimensional Tolerances for New and Existing Construction".

Although the Department's policy may not be as extreme in its interpretations as the "Reasonable Construction Tolerances for Disable Access Construction" policy created by the Orange Empire Chapter of ICC policy (see attached), it is my opinion that many of the assumptions within your Department's policy are similarly problematic in that I believe they directly conflict with California Building Code, Title 24 and its intent, to assure accessibility within the built environment. In 2002, the Attorney General informed the Orange Empire Chapter that their policy was in conflict with California Building Code and regulations (see attached letter). In your Department's tolerance policy, the items listed as "t" through "bb" clearly state that there are no "reference" available to support such tolerances yet the policy supports their use.

During my tenure with the City of San Francisco, when this policy was being discussed at a number of public meetings held by Building Department staff, I clearly stated my opinion, the same opinion that I have today. It is my opinion that the Department of Building Inspection's Construction Tolerance



policy is an "underground regulation" and illegal. I felt then  
as  
now,  
that  
this policy is in violation of state building code and state  
regulations  
protecting the rights of persons with disabilities.

Additionally, I am very concerned that the policy was updated by  
your staff  
in January, 2008. Was the process used to update the policy  
carried out in  
a public forum with input sought from the disability community  
including  
the  
Mayor's Office on Disability and the Mayor's Disability Council?  
Was  
the  
policy and its most recent update reviewed and agreed to by the  
California  
Department of Justice, the State Architect's Office and/or the  
California  
Building Standards Commission?

I look forward to your timely response.

Richard Skaff

achment "City of San Francisco

Construction  
Tolerance Policy-September 16-1998-Updated-01-01-08.pdf" deleted  
by  
Carolyn  
Jayin/DBI/SFGOV] [attachment "California Attorney General  
Letters re  
Orange  
Empire ICC Construction Tolerance Policy.pdf" deleted by Carolyn  
Jayin/DBI/SFGOV] [attachment "Construction Tolerances - Orange  
Empire  
Chapter of ICBO-Ron Mincer.pdf" deleted by Carolyn  
Jayin/DBI/SFGOV]

c: Ac  
c: M. Starce  
orig - Cpage

CITY AND COUNTY



OF SAN FRANCISCO

**BOARD OF SUPERVISORS**

**BUDGET ANALYST**

1390 Market Street, Suite 1025, San Francisco, CA 94102 (415) 554-7642  
FAX (415) 252-0461

RECEIVED  
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SAN FRANCISCO  
2009 JAN - 6 PM 1:18  
24

January 6, 2009

**TO:** Clerk of the Board  
**FROM:** Budget Analyst  
**SUBJECT:** Budget Analyst Activity Status Report for the Quarter ending December 31, 2008

Attached is our subject report for the quarter ending December 31, 2008.

Harvey M. Rose

Attachment

24

**BUDGET ANALYST QUARTERLY STATUS REPORT**

<u>Assignment/Project</u>	<u>Analysts</u>	<u>Quarter Ending 12/31/2008</u>	<u>Year to Date Hours</u>
<b>I.</b>			
<u>Budgets</u>			
City Budget	Bohannon	0.0	259.5
	Bruce	38.0	387.5
	Campbell	2.0	240.5
	de la Rosa	0.0	204.0
	Goncher	0.0	65.5
	Hart	4.5	318.0
	Jones	2.0	454.0
	Jordan	0.0	240.0
	Na	0.0	198.0
	Newman	0.0	261.5
	Robertson	0.0	425.5
	Rose	0.0	221.0
	Santizo	0.0	204.0
	Yeh	<u>3.0</u>	<u>181.5</u>
	<b>Total</b>	<b>49.5</b>	<b>3,660.5</b>
Community Development Budget	Jones	0.0	84.0
	Rose	<u>0.0</u>	<u>2.0</u>
	<b>Total</b>	<b>0.0</b>	<b>86.0</b>
Total Budgets		49.5	3,746.5
<b>II.</b>			
<u>Board/Committees</u>			
Budget and Finance	Bohannon	8.0	274.1
	Bruce	220.0	870.5
	Campbell	17.0	256.8
	Cruz	373.0	545.0
	de la Rosa	18.5	117.0
	Goncher	13.0	238.0
	Hart	142.5	722.5
	Jones	2.0	11.0
	Jordan	273.0	987.0
	Loeza	77.0	354.5
	McGill	0.0	414.0
	Na	109.5	254.0
	Newman	233.0	981.5
	Pascual	0.0	606.5
	Robertson	21.0	78.5
	Rose	258.0	866.0
	Santizo	464.0	1,270.0
	Yeh	<u>12.0</u>	<u>214.5</u>
	<b>Total</b>	<b>2,241.5</b>	<b>9,061.4</b>
City Operations and Neighborhood Services	Campbell	0.0	5.0
	Hart	0.0	2.0
	Newman	0.0	2.0
	Rose	<u>0.0</u>	<u>2.0</u>
	<b>Total</b>	<b>0.0</b>	<b>11.0</b>

<u>Assignment/Project</u>	<u>Analysts</u>	<u>Quarter Ending 12/31/2008</u>	<u>Year to Date Hours</u>
Government Audit and Oversight	Bruce	92.5	289.5
	Campbell	31.0	226.8
	Cruz	86.0	143.0
	de la Rosa	0.0	8.5
	Goncher	0.0	16.0
	Hart	38.0	252.0
	Jordan	166.0	204.0
	Loeza	20.5	47.5
	Na	74.0	74.0
	Newman	72.5	144.5
	Pascual	0.0	26.0
	Rose	30.0	79.0
	Santizo	<u>10.0</u>	<u>107.0</u>
<b>Total</b>	<b>620.5</b>	<b>1,617.8</b>	
Land Use and Economic Development	Newman	<u>0.0</u>	<u>1.0</u>
	<b>Total</b>	<b>0.0</b>	<b>1.0</b>
Public Safety	Newman	<u>0.0</u>	<u>1.5</u>
	<b>Total</b>	<b>0.0</b>	<b>1.5</b>
Rules	Bruce	0.0	28.0
	Loeza	0.0	3.5
	Newman	0.0	17.0
	Rose	<u>0.0</u>	<u>15.0</u>
	<b>Total</b>	<b>0.0</b>	<b>63.5</b>
Other Committees	Newman	8.0	12.5
	Rose	<u>3.0</u>	<u>3.0</u>
	<b>Total</b>	<b>11.0</b>	<b>15.5</b>
Board of Supervisors	Brousseau	7.0	41.8
	Bruce	28.0	85.0
	Campbell	3.5	3.5
	Hart	4.0	4.0
	Jones	26.0	71.0
	Jordan	0.0	3.0
	Newman	3.0	10.0
	Rose	<u>75.0</u>	<u>234.0</u>
	<b>Total</b>	<b>146.5</b>	<b>452.3</b>
Total Board/Committees		3,019.5	11,223.9
III. <u>Special Projects/Assignments</u>			
Revenue Bonds Oversight	Jones	<u>0.0</u>	<u>81.0</u>
	<b>Total</b>	<b>0.0</b>	<b>81.0</b>
Impact of Mayor's Staff Changes	Bruce	0.0	26.5
	Campbell	0.0	42.5
	Robertson	0.0	7.0
	Rose	<u>0.0</u>	<u>37.0</u>
	<b>Total</b>	<b>0.0</b>	<b>113.0</b>
Joint Report	Bruce	0.0	2.0
	Newman	<u>0.0</u>	<u>2.0</u>
	<b>Total</b>	<b>0.0</b>	<b>4.0</b>

<u>Assignment/Project</u>	<u>Analysts</u>	<u>Quarter Ending 12/31/2008</u>	<u>Year to Date Hours</u>
Rec-Park Peer Review	Brousseau	0.0	1.5
	Campbell	1.0	20.0
	Jones	0.0	72.0
	<b>Total</b>	<b>1.0</b>	<b>93.5</b>
Total Special Projects		1.0	291.5

<u>Assignment/Project</u>	<u>Analysts</u>	<u>Quarter Ending 12/31/2008</u>	<u>Year to Date Hours</u>	<u>Estimated Cost of the Project</u>	<u>Estimated Hours to be Devoted to the Project</u>	<u>Latest Estimated Completion Date</u>	
<b>IV. Management Audits</b>							
<i>July, 2007</i> <i>Schedule of Performance Audits</i>	Marina Yacht Harbor Fund	Campbell	0.0	81.0	\$63,250	550	Completed on Mar. 10, 2008
		Na	0.0	34.8			
		Ofiaza	0.0	20.0			
		Rose	0.0	9.0			
		<b>Total</b>	<b>0.0</b>	<b>144.8</b>			
<i>July, 2007</i> <i>Schedule of Performance Audits</i>	Health Initiatives	Campbell	0.0	104.5	\$69,000	600	Completed on Mar. 11, 2008
		Rose	0.0	7.0			
		Yeh	0.0	98.0			
		<b>Total</b>	<b>0.0</b>	<b>209.5</b>			
<i>July, 2007</i> <i>Schedule of Performance Audits</i>	Rec & Park Cash Handling	Bruce	0.0	50.0	\$80,500	700	Completed on May 12, 2008
		Jones	0.0	534.0			
		Louie	0.0	11.0			
		Oledan	0.0	138.0			
		Rose	0.0	11.0			
		<b>Total</b>	<b>0.0</b>	<b>744.0</b>			
<i>July, 2007</i> <i>Schedule of Performance Audits</i>	Fixed Post Staffing ( Sheriff's Dept.)	Campbell	0.0	8.0	\$72,450	630	Completed on Jun. 10, 2008
		de la Rosa	0.0	138.3			
		Foti	0.0	46.5			
		Na	0.0	25.0			
		Robertson	0.0	241.0			
		Rose	0.0	12.0			
		Segol	0.0	0.5			
		<b>Total</b>	<b>0.0</b>	<b>471.3</b>			
<i>April, 2008</i> <i>Schedule of Performance Audits</i>	Communities of Opportunity Prog.	Brousseau	1.8	9.3	\$116,000	950	Completed on Oct. 15, 2008
		Campbell	29.5	312.5			
		Cruz	6.0	222.0			
		Hart	18.5	200.0			
		Rose	4.0	12.0			
		Santizo	4.0	188.0			
		<b>Total</b>	<b>63.8</b>	<b>943.8</b>			
<i>March, 2008</i> <i>Schedule of Performance Audits</i>	First Offender Prostitution Program	Bruce	48.5	48.5	\$43,000	350	April, 2009
		Campbell	9.0	19.5			
		Foti	0.5	0.5			
		<b>Total</b>	<b>58.0</b>	<b>68.5</b>			

<u>Assignment/Project</u>	<u>Analysts</u>	<u>Quarter Ending 12/31/2008</u>	<u>Year to Date Hours</u>	<u>Estimated Cost of the Project</u>	<u>Estimated Hours to be Devoted to the Project</u>	<u>Latest Estimated Completion Date</u>	
<i>May, 2008</i> <i>Schedule of Performance Audits</i>	SFMTA Proof of Payment	Campbell	0.0	9.5	\$147,000	1,200	March, 2009
		Foti	79.5	79.5			
		Hart	241.0	265.0			
		Jones	116.0	202.0			
		Na	97.5	97.5			
		Robertson	<u>6.0</u>	<u>53.0</u>			
		<b>Total</b>	<b>540.0</b>	<b>706.5</b>			
Total Management Audits		661.8	3,288.3				
<b><u>SUMMARY</u></b>							
BUDGET		49.5	3,746.5				
BOARD/COMMITTEES		3,019.5	11,223.9				
SPECIAL PROJECTS		1.0	291.5				
MANAGEMENT AUDITS		<u>661.8</u>	<u>3,288.3</u>				
GRAND TOTALS		<b>3,731.8</b>	<b>18,550.2</b>				

\* Until the specific staff are assigned and these Special Projects and Management Audits are begun, and the work plan is detailed, it is not possible to estimate the completion date.

**STAFF HOURS BY JOINT VENTURE PARTNER  
FOURTH QUARTER AND CALENDAR YEAR 2008**

	<u>HMR</u>	<u>Stan Jones and Associates</u>	<u>Debra Newman</u>	<u>Rodriguez Perez Delgado</u>	<u>Louie &amp; Wong</u>	<u>QUARTERLY TOTALS</u>	<u>PREVIOUS YTD</u>	<u>CURRENT YTD</u>
Bohannon	8.0					8.0	525.6	533.6
Brousseau	8.8					8.8	43.9	52.7
Bruce	427.0					427.0	1,360.5	1,787.5
Campbell	93.0					93.0	1,235.1	1,328.1
Cruz		465.0				465.0	445.0	910.0
de la Rosa	18.5					18.5	449.3	467.8
Foti	80.0					80.0	46.5	126.5
Goncher	13.0					13.0	306.5	319.5
Hart	301.5		147.0			448.5	1,317.0	1,765.5
Jones		146.0				146.0	1,363.0	1,509.0
Jordan		439.0				439.0	995.0	1,434.0
Loeza				97.5		97.5	308.0	405.5
Louie						0.0	11.0	11.0
McGill						0.0	414.0	414.0
Na	281.0					281.0	402.3	683.3
Newman			316.5			316.5	1,117.0	1,433.5
Ofiaza						0.0	20.0	20.0
Oledan						0.0	138.0	138.0
Pascual						0.0	632.5	632.5
Robertson	27.0					27.0	778.0	805.0
Rose	370.0					370.0	1,140.0	1,510.0
Santizo					478.0	478.0	1,291.0	1,769.0
Yeh	15.0					15.0	479.0	494.0
<b>TOTALS</b>	<b>1,642.8</b>	<b>1,050.0</b>	<b>463.5</b>	<b>97.5</b>	<b>478.0</b>	<b>3,731.8</b>	<b>14,818.2</b>	<b>18,550.0</b> <b>18,550.0</b>



**ISRAEL PULLS  
OUT OF GAZA**

WORLD PAGE 28



**SUPER BOWL XLIII**  
PITTSBURGH STEELERS VERSUS ARIZONA CARDINALS

SPORTS PAGE 11



**PELOSI'S VIEW  
NOT OBAMA'S**  
NATION PAGE 8

# THE DAILY JOURNAL

Leading local news coverage in San Mateo County

www.smdailyjournal.com

Monday - Jan. 19, 2009 - Vol IX, Edition 133

## Letters to the editor

### Newsom for governor?

Editor,

It is a shock that one of the most incompetent mayors in America is running for governor, and speaking about it in San Mateo County, no less. Mayor Gavin Newsom took San Francisco into the state of complete bankruptcy, so how is he going to help the state of California? He is a mentor in the style of former San Francisco mayor Willie Brown. When Brown was quoted once on his radio program, someone called and asked why Brown was not in jail yet. Willie Brown said, after he laughed the question off, "All I can be accused of is feeding my friends at the County Trough." Brown may have hired up to 700 assistant mayors who had no real job. Gavin Newsom is another elite bureaucrat that feeds his ex-girlfriends and associates with fat paying posts at City Hall, and uses the San Francisco Taxi Commission as a job bank for his female friends. There have been four female directors there in the

past five years, all from his office. All of them trashed the Civil Service Registry or system. I know; I was bumped three times from the Civil Service System, by the mayor, for the post. I am a taxi driver on the Civil Service Registry, rated with a thousand points in six administrative finance categories, with an AA, BA and MA in corporate finance, with eleven years of taxi background. Under Gavin Newsom's system, I have been turned down for posts, for which I filled out 18-page applications, 186 times in two years. And, as for health benefits or pensions in San Francisco for these cab drivers, under 10 years of Newsom, they do not have any. Under Newsom, the Pension and Liability Fund is bankrupt too; these payments today are made from revenues. We have a clown here.

The man or mayor is simply incompetent. The story about opening his first store on Fillmore is a lie, but this man continues to lie. His claim to

fame is that he came into town on the coattails of the Getty Oil fortune. All of the enterprises he heads were funded by Gordon Getty or his two sons. They have very deep pockets, and they are the limited partners and he is the general partner. I do not blame this family for not wanting their names on the cover.

**Emile Lawrence  
San Francisco**

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BOS-11

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

2009 JAN 26 AM 10:35

BY \_\_\_\_\_

*Handwritten notes:*  
DRIVERS  
HANDING THEM  
TO THE TAXI  
DRIVERS  
THANKS TO  
THE BOARD OF SUPERVISORS  
25

25



**Board of Supervisors/BOS/SFGOV**

01/23/2009 06:21 PM

To Lolita Espinosa/BOS/SFGOV, Rana Calonsag/BOS/SFGOV, Alistair Gibson/BOS/SFGOV,

cc

bcc

Subject Fw: BOARD OF SUPERVISORS INQUIRY #20090106-003

26

Complete a Board of Supervisors Customer Satisfaction form by clicking the link below.

[http://www.sfgov.org/site/bdsupvrs\\_form.asp?id=18548](http://www.sfgov.org/site/bdsupvrs_form.asp?id=18548)

----- Forwarded by Board of Supervisors/BOS/SFGOV on 01/23/2009 06:26 PM -----



**"Vaing, Jonathan"**  
**<Jonathan.Vaing@sfdpw.org>**

01/22/2009 12:27 PM

To Board of Supervisors <Board.of.Supervisors@sfgov.org>

cc "Stringer, Larry" <Larry.Stringer@sfdpw.org>, "Black, Sue" <SBlack@sfgwater.org>, Board of Supervisors <Board.of.Supervisors@sfgov.org>, "Brown, Vallie" <Vallie.Brown@sfgov.org>, "Galbreath, Rick" <Rick.Galbreath@sfgov.org>, "Galli, Phil" <Phil.Galli@sfdpw.org>, "Lee, Frank W" <Frank.W.Lee@sfdpw.org>, "Nuru, Mohammed" <Mohammed.Nuru@sfdpw.org>, "Pollock, Jeremy" <Jeremy.Pollock@sfgov.org>, "Reiskin, Ed" <Ed.Reiskin@sfdpw.org>, "Rodis, Nathan" <Nathan.Rodis@sfdpw.org>

Subject RE: BOARD OF SUPERVISORS INQUIRY #20090106-003

Here's the status of removing graffiti from utility poles at the following locations:

**Metal Poles:**

Northeast corner of Waller and Pierce	SR# 882508 (Abated 1-16-09)
Near 1534 Fulton	SR# 882511 (Abated 1-16-09)
Southwest corner of Fulton and Webster	SR# 882513 (Abated 1-16-09)
Northeast corner of Hayes and Steiner	SR# 882515 (Abated 1-16-09)
Northeast corner of Hayes and Divisadero	SR# 882535 (Abated 1-16-09)
Northwest corner of Fillmore and Haight	SR# 882536 (Abated 1-16-09)
Northwest corner of Waller and Steiner	SR# 882539 (Abated 1-16-09)

Jonathan C. Vaing  
SF-DPW Graffiti Unit  
Operation Act. Supervisor II  
Office: 415-695-2181  
Fax: 415-641-2640  
Jonathan.Vaing@sfdpw.org

-----Original Message-----

From: Lee, Frank W  
Sent: Monday, January 12, 2009 2:49 PM  
To: Vaing, Jonathan  
Cc: Nuru, Mohammed; Stringer, Larry; Rodis, Nathan

26

Subject: FW: BOARD OF SUPERVISORS INQUIRY #20090106-003

Jonathan:

Please respond directly to the Board of Supervisors and copy Supe. Mirkarimi. Please use the reference number in your reply title, and copy Nathan Rodis and me because we are tracking these requests.

Thanks,  
Frank

-----Original Message-----

From: Board of Supervisors  
Sent: Friday, January 09, 2009 9:22 AM  
To: Reiskin, Ed  
Subject: BOARD OF SUPERVISORS INQUIRY

BOARD OF SUPERVISORS INQUIRY  
For any questions, call the sponsoring supervisor

TO: Edward Reiskin  
Public Works

FROM: Clerk of the Board  
DATE: 1/9/2009  
REFERENCE: 20090106-003  
FILE NO.

Due Date: 2/8/2009

This is an inquiry from a member of the Board of Supervisors made at the Board meeting on 1/6/2009.

Supervisor Mirkarimi requests the following information:

Requesting that the Department of Public Works report on the status of removing graffiti from utility poles at the following locations:

Pot Holes:

On Haight and Belvedere  
1321 Fulton

Metal Poles:

Northeast corner of Waller and Pierce  
Near 1534 Fulton

Southwest corner of Fulton and Webster

Northeast corner of Hayes and Steiner

Northeast corner of Hayes and Divisadero

Northwest corner of Fillmore and Haight (near Fillmore garbage can)

Northwest corner of Waller and Steiner

Please indicate the reference number shown above in your response, direct the original via email to Board.of.Supervisors@sfgov.org and send a copy to the Supervisor(s) noted above.

Your response to this inquiry is requested by 2/8/2009

Board of  
Supervisors/BOS/SFGOV

01/23/2009 06:19 PM

To Lolita Espinosa/BOS/SFGOV, Rana Calonsag/BOS/SFGOV,  
Alistair Gibson/BOS/SFGOV,

cc

bcc

Subject Fw: BOARD OF SUPERVISORS INQUIRY #20090106-004

27

Complete a Board of Supervisors Customer Satisfaction form by clicking the link below.  
[http://www.sfgov.org/site/bdsupvrs\\_form.asp?id=18548](http://www.sfgov.org/site/bdsupvrs_form.asp?id=18548)

----- Forwarded by Board of Supervisors/BOS/SFGOV on 01/23/2009 06:24 PM -----



"Vaing, Jonathan"  
<Jonathan.Vaing@sfdpw.org>

>

01/22/2009 01:13 PM

To Board of Supervisors <Board.of.Supervisors@sfgov.org>

cc "Black, Sue" <SBlack@sfgwater.org>, Board of Supervisors  
<Board.of.Supervisors@sfgov.org>, "Brown, Vallie"  
<Vallie.Brown@sfgov.org>, "Galbreath, Rick"  
<Rick.Galbreath@sfgov.org>, "Galli, Phil"  
<Phil.Galli@sfdpw.org>, "Lee, Frank W"  
<Frank.W.Lee@sfdpw.org>, "Nuru, Mohammed"  
<Mohammed.Nuru@sfdpw.org>, "Pollock, Jeremy"  
<Jeremy.Pollock@sfgov.org>, "Reiskin, Ed"  
<Ed.Reiskin@sfdpw.org>, "Rodis, Nathan"  
<Nathan.Rodis@sfdpw.org>

Subject RE: BOARD OF SUPERVISORS INQUIRY #20090106-004

Here's the status of removing graffiti from the following locations:

Garbage Cans:

Northeast corner of Grove and Buchanan	SR# 882425 (Abated 1-17-09)
Northeast corner of Scott and Waller	SR# 882440 (Abated 1-17-09)
Northeast corner of Haight and Fillmore	SR# 882443 (Abated 1-17-09)
Northeast corner of Haight and Buchanan	SR# 882588 (Abated 1-17-09)

Jonathan C. Vaing  
SF-DPW Graffiti Unit  
Operation Act. Supervisor II  
Office: 415-695-2181  
Fax: 415-641-2640  
Jonathan.Vaing@sfdpw.org

-----Original Message-----

From: Lee, Frank W  
Sent: Monday, January 12, 2009 2:53 PM  
To: McDaniels, Chris; Vaing, Jonathan  
Cc: Nuru, Mohammed; Rodis, Nathan; Stringer, Larry  
Subject: FW: BOARD OF SUPERVISORS INQUIRY #20090106-004

27

Chris, Jonathan:

Please respond directly to the Board of Supervisors and copy Supe. Mirkarimi. Please use the reference number in your reply title, and copy Nathan Rodis and me because we are tracking these requests.

There's one pothole item and four graffiti on garbage cans items.

Thanks,  
Frank

-----Original Message-----

From: Board of Supervisors  
Sent: Friday, January 09, 2009 9:22 AM  
To: Reiskin, Ed  
Subject: BOARD OF SUPERVISORS INQUIRY

BOARD OF SUPERVISORS INQUIRY  
For any questions, call the sponsoring supervisor

TO: Edward Reiskin  
Public Works

FROM: Clerk of the Board  
DATE: 1/9/2009  
REFERENCE: 20090106-004  
FILE NO.

Due Date: 2/8/2009

This is an inquiry from a member of the Board of Supervisors made at the Board meeting on 1/6/2009.

Supervisor Mirkarimi requests the following information:

Requesting that the Department of Public Works report on the status of repairing potholes and removing graffiti from the following locations:  
Potholes:

Sinkhole on Waller and Fillmore (on the westside of Waller street near crosswalk) This has been fixed two times and the problem is getting worse

484 Waller

Garbage Cans:

Northeast corner of Grove and Buchanan  
Northeast corner of Scott and Waller  
Northeast corner of Haight and Fillmore  
Northeast corner of Haight and Buchanan

Please indicate the reference number shown above in your response, direct the original via email to Board.of.Supervisors@sfgov.org and send a copy to the Supervisor(s) noted above.

Your response to this inquiry is requested by 2/8/2009

**Board of Supervisors/BOS/SFGOV**

01/23/2009 06:18 PM

To Lolita Espinosa/BOS/SFGOV, Rana Calonsag/BOS/SFGOV, Alistair Gibson/BOS/SFGOV,

cc

bcc

Subject Fw: BOARD OF SUPERVISORS INQUIRY 20090113-002

28

Complete a Board of Supervisors Customer Satisfaction form by clicking the link below.

[http://www.sfgov.org/site/bdsupvrs\\_form.asp?id=18548](http://www.sfgov.org/site/bdsupvrs_form.asp?id=18548)

----- Forwarded by Board of Supervisors/BOS/SFGOV on 01/23/2009 06:24 PM -----



**"Vaing, Jonathan"**  
<Jonathan.Vaing@sfdpw.org>  
>

01/22/2009 01:49 PM

To Board of Supervisors <Board.of.Supervisors@sfgov.org>

cc "Black, Sue" <SBlack@sfgwater.org>, Board of Supervisors <Board.of.Supervisors@sfgov.org>, "Brown, Vallie" <Vallie.Brown@sfgov.org>, "Galbreath, Rick" <Rick.Galbreath@sfgov.org>, "Galli, Phil" <Phil.Galli@sfdpw.org>, "Lee, Frank W" <Frank.W.Lee@sfdpw.org>, "Nuru, Mohammed" <Mohammed.Nuru@sfdpw.org>, "Pollock, Jeremy" <Jeremy.Pollock@sfgov.org>, "Reiskin, Ed" <Ed.Reiskin@sfdpw.org>, "Rodis, Nathan" <Nathan.Rodis@sfdpw.org>

Subject RE: BOARD OF SUPERVISORS INQUIRY 20090113-002

Here's the status of removing graffiti from the following locations:

Garbage Cans:	
Northwest and Northeast corner of Haight and Fillmore	SR# 882425 (Abated
1-17-09)	
Northeast corner of Geary and Webster	SR# 882593 (Abated
1-20-09)	
Northwest corner of 9th Avenue and Lincoln	SR# 882594 (Abated
1-20-09)	

Jonathan C. Vaing  
SF-DPW Graffiti Unit  
Operation Act. Supervisor II  
Office: 415-695-2181  
Fax: 415-641-2640  
Jonathan.Vaing@sfdpw.org

-----Original Message-----

From: Rodis, Nathan  
Sent: Friday, January 16, 2009 12:09 PM  
To: Vaing, Jonathan  
Cc: Lee, Frank W; Nuru, Mohammed; Stringer, Larry  
Subject: FW: BOARD OF SUPERVISORS INQUIRY 20090113-002

28

Jonathan:

Please respond directly to the Board of Supervisors and copy Supe. Mirkarimi. Please use the reference number in your reply title, and copy Frank W. Lee and myself because we are tracking these requests.

Thanks you!

Nathan Rodis  
Assistant to the Director's Office - DPW  
(415)554-6920

-----Original Message-----

From: Board of Supervisors  
Sent: Thursday, January 15, 2009 2:10 PM  
To: Reiskin, Ed  
Subject: BOARD OF SUPERVISORS INQUIRY

BOARD OF SUPERVISORS INQUIRY  
For any questions, call the sponsoring supervisor

TO: Edward Reiskin  
Public Works

FROM: Clerk of the Board  
DATE: 1/15/2009  
REFERENCE: 20090113-002  
FILE NO.

Due Date: 2/14/2009

This is an inquiry from a member of the Board of Supervisors made at the Board meeting on 1/13/2009.

Supervisor Mirkarimi requests the following information:

Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:  
Garbage Cans  
Northwest and Northeast corner of Haight and Fillmore  
Northeast corner of Geary and Webster  
Northwest corner of 9th Avenue and Lincoln

Please indicate the reference number shown above in your response, direct the original via email to Board.of.Supervisors@sfgov.org and send a copy to the Supervisor(s) noted above.

Your response to this inquiry is requested by 2/14/2009

Board of  
Supervisors/BOS/SFGOV

01/23/2009 06:21 PM

To Lolita Espinosa/BOS/SFGOV, Rana Calonsag/BOS/SFGOV,  
Alistair Gibson/BOS/SFGOV,

cc

bcc

Subject Fw: BOARD OF SUPERVISORS INQUIRY 20090113-003

29

Complete a Board of Supervisors Customer Satisfaction form by clicking the link below.

[http://www.sfgov.org/site/bdsupvrs\\_form.asp?id=18548](http://www.sfgov.org/site/bdsupvrs_form.asp?id=18548)

----- Forwarded by Board of Supervisors/BOS/SFGOV on 01/23/2009 06:27 PM -----



"Roberts, Kingsley"  
<Kingsley.Roberts@sfdpw.org>

01/22/2009 11:34 AM

To Board of Supervisors <Board.of.Supervisors@sfgov.org>,  
"Mirkarimi, Ross" <Ross.Mirkarimi@sfgov.org>

cc "Rodis, Nathan" <Nathan.Rodis@sfdpw.org>, "McDaniels,  
Chris" <Chris.McDaniels@sfdpw.org>

Subject RE: BOARD OF SUPERVISORS INQUIRY 20090113-003

Clerk of the Board,

The sink-hole on Waller near Fillmore (484 Waller) has been filled.

There is no location of Geary / Post. Please provide an accurate address. I checked Geary / Polk and found nothing.

Kingsley Roberts  
Assistant Superintendent  
Department of Public Works, BSSR  
2323 Cesar Chavez  
San Francisco, CA 94124  
Phone: 415-695-2087  
Fax: 415-695-2097

-----Original Message-----

From: McDaniels, Chris  
Sent: Friday, January 16, 2009 2:06 PM  
To: Roberts, Kingsley  
Cc: Rodis, Nathan; Estrella, Toni; Kelly, Mike  
Subject: RE: BOARD OF SUPERVISORS INQUIRY 20090113-003

Good Afternoon Kingsley,

Please have staff respond to BOS and take the appropriate action with the potholes asap.

Thanks,

Chris McDaniels

-----Original Message-----

From: Rodis, Nathan

29

Sent: Friday, January 16, 2009 12:08 PM  
To: McDaniels, Chris; Vaing, Jonathan  
Cc: Lee, Frank W; Nuru, Mohammed; Stringer, Larry  
Subject: FW: BOARD OF SUPERVISORS INQUIRY 20090113-003

Chris:

Please let me know if I should be sending the Board of Supervisors Requests to you or to someone else in BSSR.  
Thank you.

Jonathan:

Please respond directly to the Board of Supervisors and copy Supe. Mirkarimi. Please use the reference number in your reply title, and copy Frank W. Lee and myself because we are tracking these requests.

Thanks you!

Nathan Rodis  
Assistant to the Director's Office - DPW  
(415)554-6920

-----Original Message-----

From: Board of Supervisors  
Sent: Thursday, January 15, 2009 2:10 PM  
To: Reiskin, Ed  
Subject: BOARD OF SUPERVISORS INQUIRY

BOARD OF SUPERVISORS INQUIRY  
For any questions, call the sponsoring supervisor

TO: Edward Reiskin  
Public Works

FROM: Clerk of the Board  
DATE: 1/15/2009  
REFERENCE: 20090113-003  
FILE NO.

Due Date: 2/14/2009

This is an inquiry from a member of the Board of Supervisors made at the Board meeting on 1/13/2009.

Supervisor Mirkarimi requests the following information:

Requesting that the Department of Public Works report on the status of repairing potholes and removing graffiti from utility poles at the following locations:

Pot Holes:

On Geary near Post

Sinkhole on Waller and Fillmore (westside of Waller Street near crosswalk) This has been fixed two times and the problem is getting worse

484 Waller

Metal Poles:



Northwest corner of Haight and Fillmore  
Northwest corner of Oak and Buchanan

Please indicate the reference number shown above in your response, direct the original via email to [Board.of.Supervisors@sfgov.org](mailto:Board.of.Supervisors@sfgov.org) and send a copy to the Supervisor(s) noted above.

Your response to this inquiry is requested by 2/14/2009

**Board of  
Supervisors/BOS/SFGOV**

01/23/2009 06:19 PM

To Lolita Espinosa/BOS/SFGOV, Rana Calonsag/BOS/SFGOV,  
Alistair Gibson/BOS/SFGOV,

cc

bcc

Subject Fw: BOARD OF SUPERVISORS INQUIRY REFERENCE:  
20090113-004

30

Complete a Board of Supervisors Customer Satisfaction form by clicking the link below.  
[http://www.sfgov.org/site/bdsupvrs\\_form.asp?id=18548](http://www.sfgov.org/site/bdsupvrs_form.asp?id=18548)

----- Forwarded by Board of Supervisors/BOS/SFGOV on 01/23/2009 06:25 PM -----



**"Vaing, Jonathan"**  
**<Jonathan.Vaing@sfdpw.org**

>

01/22/2009 02:25 PM

To Board of Supervisors <Board.of.Supervisors@sfgov.org>

cc "Black, Sue" <SBlack@sfgwater.org>, "Brown, Vallie"  
<Vallie.Brown@sfgov.org>, "Galbreath, Rick"  
<Rick.Galbreath@sfgov.org>, "Galli, Phil"  
<Phil.Galli@sfdpw.org>, "Lee, Frank W"  
<Frank.W.Lee@sfdpw.org>, "Nuru, Mohammed"  
<Mohammed.Nuru@sfdpw.org>, "Pollock, Jeremy"  
<Jeremy.Pollock@sfgov.org>, "Reiskin, Ed"  
<Ed.Reiskin@sfdpw.org>, "Rodis, Nathan"  
<Nathan.Rodis@sfdpw.org>

Subject RE: BOARD OF SUPERVISORS INQUIRY REFERENCE:  
20090113-004

Here's the status of removing graffiti from the following locations:

Garbage Cans:

Northeast corner of Grove and Buchanan SR# 882425 (Abated 1-17-09)  
Northeast corner of Scott and Waller SR# 882579 (Abated 1-17-09)  
Northeast corner of Haight and Fillmore SR# 882443 (Abated 1-17-09)  
Northeast corner of Haight and Buchanan SR# 882588 (Abated 1-17-09)

Jonathan C. Vaing  
SF-DPW Graffiti Unit  
Operation Act. Supervisor II  
Office: 415-695-2181  
Fax: 415-641-2640  
Jonathan.Vaing@sfdpw.org

-----Original Message-----

From: Rodis, Nathan  
Sent: Friday, January 16, 2009 12:01 PM  
To: Vaing, Jonathan  
Cc: Lee, Frank W  
Subject: FW: BOARD OF SUPERVISORS INQUIRY

Jonathan:

Please respond directly to the Board of Supervisors and copy Supe. Mirkarimi.

30

Please use the reference number in your reply title, and copy Frank W. Lee and myself because we are tracking these requests.

Thanks you!

Nathan Rodis  
Assistant to the Director's Office - DPW  
(415)554-6920

-----Original Message-----

From: Board of Supervisors  
Sent: Thursday, January 15, 2009 2:10 PM  
To: Reiskin, Ed  
Subject: BOARD OF SUPERVISORS INQUIRY

BOARD OF SUPERVISORS INQUIRY  
For any questions, call the sponsoring supervisor

TO: Edward Reiskin  
Public Works

FROM: Clerk of the Board  
DATE: 1/15/2009  
REFERENCE: 20090113-004  
FILE NO.

Due Date: 2/14/2009

This is an inquiry from a member of the Board of Supervisors made at the Board meeting on 1/13/2009.

Supervisor Mirkarimi requests the following information:

Requesting that the Department of Public Works report on the status of removing graffiti from the following locations:

Garbage Cans:

Northeast corner of Grove and Buchanan  
Northeast corner of Scott and Waller  
Northeast corner of Haight and Fillmore  
Northeast corner of Haight and Buchanan

Please indicate the reference number shown above in your response, direct the original via email to [Board.of.Supervisors@sfgov.org](mailto:Board.of.Supervisors@sfgov.org) and send a copy to the Supervisor(s) noted above.

Your response to this inquiry is requested by 2/14/2009

**Board of Supervisors/BOS/SFGOV**

01/23/2009 06:20 PM

To Lolita Espinosa/BOS/SFGOV, Rana Calonsag/BOS/SFGOV, Alistair Gibson/BOS/SFGOV,

cc

bcc

Subject Fw: BOARD OF SUPERVISORS INQUIRY #REFERENCE: 20090113-005

31

Complete a Board of Supervisors Customer Satisfaction form by clicking the link below.  
[http://www.sfgov.org/site/bdsupvrs\\_form.asp?id=18548](http://www.sfgov.org/site/bdsupvrs_form.asp?id=18548)

----- Forwarded by Board of Supervisors/BOS/SFGOV on 01/23/2009 06:26 PM -----



**"Vaing, Jonathan"**  
**<Jonathan.Vaing@sfdpw.org**

>

01/22/2009 02:30 PM

To Board of Supervisors <Board.of.Supervisors@sfgov.org>

cc "Black, Sue" <SBlack@sfgov.org>, "Brown, Vallie" <Vallie.Brown@sfgov.org>, "Galbreath, Rick" <Rick.Galbreath@sfgov.org>, "Galli, Phil" <Phil.Galli@sfdpw.org>, "Lee, Frank W" <Frank.W.Lee@sfdpw.org>, "Nuru, Mohammed" <Mohammed.Nuru@sfdpw.org>, "Pollock, Jeremy" <Jeremy.Pollock@sfgov.org>, "Reiskin, Ed" <Ed.Reiskin@sfdpw.org>, "Rodis, Nathan" <Nathan.Rodis@sfdpw.org>

Subject RE: BOARD OF SUPERVISORS INQUIRY #REFERENCE: 20090113-005

Here's the status of removing graffiti from the public property at the following locations:

Utility Boxes:

Southeast corner of Stanyan and Oak	SR# 882555 (Abated 1-20-09)
Southeast corner of Laguna and Haight	SR# 882573 (Abated 1-20-09)
Southeast corner of Fillmore and Oak	SR# 882575 (Abated 1-20-09)
Southeast corner of Oak and Schrader	SR# 882578 (Abated 1-20-09)
North side of Buchanan and Lausant	SR# 882578 (Abated 1-20-09)

Emergency Boxes:

Northeast corner of Schrader and Haight SR# 882587 (Abated 1-20-09)

Jonathan C. Vaing  
SF-DPW Graffiti Unit  
Operation Act. Supervisor II  
Office: 415-695-2181  
Fax: 415-641-2640  
Jonathan.Vaing@sfdpw.org

-----Original Message-----

From: Rodis, Nathan  
Sent: Friday, January 16, 2009 11:58 AM

31

To: Vaing, Jonathan  
Cc: Lee, Frank W  
Subject: FW: BOARD OF SUPERVISORS INQUIRY

Jonathan:

Please respond directly to the Board of Supervisors and copy Supe. Mirkarimi. Please use the reference number in your reply title, and copy Frank W. Lee and myself because we are tracking these requests.

Thanks you!

Nathan Rodis  
Assistant to the Director's Office - DPW  
(415)554-6920

-----Original Message-----

From: Board of Supervisors  
Sent: Thursday, January 15, 2009 2:10 PM  
To: Reiskin, Ed  
Subject: BOARD OF SUPERVISORS INQUIRY

BOARD OF SUPERVISORS INQUIRY  
For any questions, call the sponsoring supervisor

TO: Edward Reiskin  
Public Works

FROM: Clerk of the Board  
DATE: 1/15/2009  
REFERENCE: 20090113-005  
FILE NO.

Due Date: 2/14/2009

This is an inquiry from a member of the Board of Supervisors made at the Board meeting on 1/13/2009.

Supervisor Mirkarimi requests the following information:

Requesting that the Department of Public Works report on the status of removing graffiti from the public property at the following locations:  
Utility Boxes:

Southeast corner of Stanyan and Oak  
Southeast corner of Laguna and Haight  
Southeast corner of Fillmore and Oak  
Southeast corner of Oak and Schrader  
North side of Buchanan and Lausant

Bus Shelters:

Southeast corner of Haight and Buchanan  
All bus shelters on Haight and Fillmore need power washing and graffiti removal

South and North side of Stanyan and Haight

Emergency Boxes:

Northeast corner of Schrader and Haight

Please indicate the reference number shown above in your response, direct the original via email to [Board.of.Supervisors@sfgov.org](mailto:Board.of.Supervisors@sfgov.org) and send a copy to the Supervisor(s) noted above.

Your response to this inquiry is requested by 2/14/2009



### Request for City Services - Clerk of the Board

Enter Personal Details > Enter Service Request Details > Review & Submit > Attach Photo(s) / File(s) > **Print & Track**

#### Successfully Submitted

Thank you for your submission. You will receive an email confirmation with a link to follow the progress of your submission.

If you have any additional requests or questions, you can call us 7 days a week, 24 hours a day at 311 (for calls outside of San Francisco please dial 415.701.2311).

Your Tracking Number is: 352898

Jan 16 2009 11:41AM.

Please print a copy for your records. You may close your browser when done.

32

#### Location Information

Incident Location:

Location Type:  
Type Details:

Corner Information:

Location Description:

#### Request Details:

Category:	Complaint
Department:	Board of Supervisors (BOS)
Sub-Division:	Clerk of the Board

BY SKD  
C-page

2009 JAN 22 AM 8:35

BOARD OF SUPERVISORS  
SAN FRANCISCO

RECEIVED

#### Additional Information:

Additional Request  
Details:

San Francisco Chronicle Re: Sale of SF Zoo Giraffe to Six Flags Dear Editor: Something is very wrong. A zoo, facing unending criticism for antiquated and unsafe enclosures, a zoo struggling for its survival, sells a young animal to an amusement park that has faced years of criticism for poor animal care. At least the zoo had some value for its education efforts and supposed contributions to conservation. But Discovery Kingdom Vallejo has absolutely no credibility with anyone who knows even a little about animal welfare. This is a facility where orcas routinely die after being kept in small, unnatural pools, enclosures burn down, and elephants are forced to work pulling heavy logs for the entertainment of the masses. They provide no value add for conservation or education, other than to show people that it's perfectly fine to keep animals in noisy, crowded facilities while making them perform unnatural acts. That Discovery Kingdom is accredited by the Association of Zoos and Aquariums further boggles the mind. What kind of organization is the AZA if they consider an amusement park like Discovery Kingdom acceptable? Any credibility the AZA, or the mercenaries at the San Francisco Zoo, had is now officially gone. The only thing visitors to Discovery Kingdom will discover is how to abuse animals. Maggie Rufo 403 Scotia Lane Novato, CA 94947 415-328-2448 cc: SF Board of Supervisors

#### Customer Contact Information:

First Name:	Maggie
Last Name:	Rufo
Primary Phone:	
Alternate Phone:	
Address Number:	
Street Name:	
City, State:	, California
Zip Code:	

Customer requested to be contacted by the department servicing their request:

Print

32

C: BOS



RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

2009 JAN 21 AM 11:08

BY SW

January 20, 2009

33

STATE OF CALIFORNIA

STATE BOARD OF EQUALIZATION

TAXPAYERS' RIGHTS ADVOCATE OFFICE MIC: 70  
450 N STREET, SACRAMENTO, CALIFORNIA 95814-0070  
PO BOX 942879, SACRAMENTO, CALIFORNIA 94279-0070  
916-324-2798 • FAX 916-323-3319  
TOLL-FREE 888-324-2798  
www.boe.ca.gov

BETTY T. YEE  
First District, San Francisco

BILL LEONARD  
Second District, Ontario/Sacramento

MICHELLE STEEL  
Third District, Rolling Hills Estates

JUDY CHU, Ph.D.  
Fourth District, Los Angeles

JOHN CHIANG  
State Controller

RAMON J. HIRSIG  
Executive Director

TO: ASSESSMENT APPEALS BOARDS COUNTY COUNSELS  
COUNTY ASSESSORS COUNTY RECORDERS  
COUNTY AUDITOR-CONTROLLERS COUNTY TAX COLLECTORS  
COUNTY BOARDS OF SUPERVISORS OTHER INTERESTED PARTIES  
COUNTY CLERKS

RE: TAXPAYERS' BILL OF RIGHTS HEARINGS

I am pleased to invite you to attend our annual Taxpayers' Bill of Rights public hearings before the Members of the California State Board of Equalization. The hearings will provide you, other local agency representatives and taxpayers with the opportunity to address the issues identified in the Taxpayers' Rights Advocate's 2007-08 Annual Report, to discuss means to correct problems described in the Report, and to comment on all Board-administered revenue programs or local property tax issues. Individuals can present their verbal or written proposals for changes to laws or to the Board's procedures, policies, or rules, including suggestions that may improve voluntary taxpayer compliance and the relationship between citizens and the state and local government employees who serve them. The hearings will be held at the locations listed below starting at approximately 1:30 p.m.:

- Tuesday**  
**March 17, 2009**  
Board of Equalization Capitol Square Building  
1<sup>st</sup> Floor Board Room, Room 121  
450 N Street, Sacramento
- Tuesday**  
**April 28, 2009**  
Board of Equalization District Office  
5901 Green Valley Circle, Suite 207, Culver City

I have enclosed flyers and/or posters for this year's hearings. Please display the posters in public areas of your office(s) and make the flyers available to taxpayers and other interested parties. You may download a copy of our Annual Report from the Board's website at [www.boe.ca.gov/tra/tra.htm](http://www.boe.ca.gov/tra/tra.htm).

If you have any questions regarding the hearings or would like to be scheduled as a speaker, please contact Mr. Mark Sutter at 916-324-2797 ([Mark.Sutter@boe.ca.gov](mailto:Mark.Sutter@boe.ca.gov)). If you would like additional copies of the flyer, poster, or Annual Report please contact Ms. Patricia Rochin at 916-445-0703 ([Patricia.Rochin@boe.ca.gov](mailto:Patricia.Rochin@boe.ca.gov)).

Sincerely,

Todd Gilman  
Taxpayers' Rights Advocate

TG: ms  
Counties letter 1-09.doc

Enclosures

33



# Join Us For The 2009 Taxpayers' Bill of Rights Hearings

Tuesday, March 17th  
State Board of Equalization  
450 N Street, 1st Floor Board Room  
Sacramento

Tuesday, April 28th  
State Board of Equalization  
5901 Green Valley Circle, Suite 207  
Culver City

The Bill of Rights Hearings will start at  
approximately 1:30 p.m.

Present Your Ideas and Concerns  
at Our Business and Property  
Taxes Annual Hearings

For more information or copies of the  
Advocate's Annual Report, visit our website  
at [www.sbe.ca.gov/tax/rights](http://www.sbe.ca.gov/tax/rights) or contact the  
Taxpayers' Rights Advocate Office toll-free at  
866-324-2708 or TDD/TTY 800-735-2020.



State Board of Equalization



Information provided for informational purposes only. No warranty is made.

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Richard Rogers, President  
Carpinteria  
Cindy Gustafson, Vice President  
Tahoe City  
Jim Kellogg, Member  
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Michael Sutton, Member  
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Daniel W. Richards, Member  
Upland

ARNOLD SCHWARZENEGGER



Governor

**JOHN CARLSON, JR.**  
EXECUTIVE DIRECTOR  
1416 Ninth Street  
Box 944209  
Sacramento, CA 94244-2090  
(916) 653-4899  
(916) 653-5040 Fax  
fgc@fgc.ca.gov

STATE OF CALIFORNIA

## Fish and Game Commission

34

### TITLE 14. FISH AND GAME COMMISSION

#### Notice of Date Change for Public Hearing On Proposed Regulatory Action

In a notice of proposed regulatory action published in the California Regulatory Notice Register 2008, No. 51-Z, on December 19, 2008, the Fish and Game Commission proposed to amend Section 670.5, Title 14, CCR, to remove the California brown pelican from the list of endangered species. The date of the hearing to consider adoption relevant to this action has been changed from February 6, 2009 to February 5, 2009 at 8:30 a.m. The hearing will be held at the East End Complex Auditorium, 1500 Capitol Avenue, Sacramento, California. Written comments must be received no later than February 5, 2009, at the hearing in Sacramento. For additional information, please refer to the notice published on December 19, 2008.

FISH AND GAME COMMISSION

Dated: January 22, 2009

John Carlson, Jr.  
Executive Director

BY BC

2009 JAN 23 AM 11:20

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

34



pmonette-shaw

et>

01/26/2009 12:34 AM

Please respond to  
Pmonette-shaw@earthlink.net

To Mayor Gavin Newsom <gavin.newsom@sfgov.org>, Supervisor David Chiu <David.Chiu@sfgov.org>  
cc Mayor Gavin Newsom <gavin.newsom@sfgov.org>, Supervisor David Chiu <David.Chiu@sfgov.org>, Supervisor Bevan Dufty <Bevan.Dufty@sfgov.org>, Supervisor Chris  
bcc

Subject Part 1: President Obama Freezes Salaries of Staff Earning Over \$100,000; San Francisco's Mayor and Board of Supervisors Keep Spending Like Drunken Sailors on \$100+K Jobs

35

January 25, 2009

The Honorable Gavin Newsom  
Mayor  
City and County of San Francisco  
1 Dr. Carlton B. Goodlett Place  
San Francisco, SF 94102

The Honorable David Chiu  
President, Board of Supervisors  
City and County of San Francisco  
1 Dr. Carlton B. Goodlett Place  
San Francisco, SF 94102

Dear Mayor Newsom and President Chiu,

I'll send you supporting background files of my various secondary analyses over the next few days, in Parts 2 and more to this initial e-mail.

Meanwhile tonight, let me say this:

The /San Francisco Chronicle /reported on January 24 that tech-savvy President Obama froze salaries of White House employees who earn more than \$100,000 annually.

If it is good enough for Washington, what is San Francisco's, or your, problem with \$100,000-plus salaries in San Francisco government? If President Obama can order a federal freeze, what's the problem with a freeze in San Francisco? This can't be global warming, can it be?

The following is based on data received from the City Controller in January 2008 and January 2009 for the preceding two calendar years.

- Across the two calendar years (2007 v. 2008), the City increased the number of employees earning between \$100,000 and \$149,999 by 356 employees, from 6,864 to 7,220 such employees. The pay differential for them increased by \$50 million (from \$811,881,026 to \$861,917,421) in "Total Pay." [Note: Total Pay is defined as "Regular Pay," plus "Overtime Pay," plus "Other Pay."]
- Across the two calendar years, the City increased the number of employees earning between \$150,000 and \$199,999 by 318 employees, from 1,211 to 1,529 such employees. The pay differential for them increased by \$53.5 million (from \$203,093,983 to \$256,577,276) in "Total Pay."
- Across the two calendar years, the City increased the number of employees earning over \$200,000 by 79 employees, from 105 to 184 such

35

employees. The pay differential for them increased by \$17.8 million (from \$23,745,386 to \$41,624,963) in "Total Pay."

- Combined, the three categories above show that across the two calendar years, the City increased the number of employees earning over \$100,000 by 753 employees, from 8,180 to 8,933 such employees. Combined, the pay differential for them increased by \$121,399,265 million (from \$1.038 BILLION to \$1.16 BILLION) in "Total Pay."

As if that weren't enough (since the data above ended as of 12/12/08):

- The City actually handed out what I estimate at \$49.76 million in raises on December 27 (above and beyond the data above) to just 13,677 select union employees, most notably to employees represented by the Municipal Executives Association, Police Officers Association, Firefighters Association, and the Deputy Sheriff's Association).

- Another 19,978 employees at the lower end of the City's pay structure are also scheduled to receive \$49.1 million in raises on April 4, 2009, which the City is actively trying not to pay out and take away from them.

- On July 1, 2009, the City intends to award another \$18.57 million in raises to police officers, firefighters, and to the Fire and Police Chiefs, to just 4,590 such employees.

- Also scheduled throughout the remainder of FY 09-10, the City is contracted to award another \$46.7 million raises to just 7,730 employees represented by SEIU's Staff and Per Diem Nurses, the Teamsters Local 856 Supervising Nursings, and to Firefighters and Police Officers.

- All told, this is \$164.2 million in "annualized" raises, not the \$113.2 million the City reported to Supervisor McGoldrick contained in Board of Supervisors background file #081437 attached to Agenda Item 8 of the Board's Budget and Finance Committee December 17, 2008 agenda.

- The \$164.2 million in "annualized" raises for CY 2009 is above and beyond the increases noted between calendar years 2007 and 2008 outlined above.

Many of the 14,000 (of 20,000 employees due raises in April 2009) represented by SEIU earn less than \$60,000 annually. Their \$29 million in contractual raises pales in comparison to the \$164 million white elephant in the room, most of which appears to enrich management.

But given that you are tech-savvy, might you considering putting the brakes on the other \$115.million in raises? President Obama did it, why can't you?

- Patrick Monette-Shaw

Board of  
Supervisors/BOS/SFGOV

01/26/2009 01:18 PM

To BOS Constituent Mail Distribution

cc

bcc

Subject Fw: San Francisco's Board of Supervisors Are NOT -- Repeat NOT -- Holding a State-Required Bielenon Hearing on 1/ 27 Regarding the Mayor's Mid-Year Budget Cuts

Complete a Board of Supervisors Customer Satisfaction form by clicking the link below.

[http://www.sfgov.org/site/bdsupvrs\\_form.asp?id=18548](http://www.sfgov.org/site/bdsupvrs_form.asp?id=18548)

----- Forwarded by Board of Supervisors/BOS/SFGOV on 01/26/2009 01:24 PM -----



**pmonette-shaw**

et>

01/24/2009 08:21 PM

Please respond to

To Michael Lyon

cc emergency\_coalition@hotmail.com, ecsph@topica.com, PRO-SF <home@prosf.org>, Mayor Gavin Newsom <gavin.newsom@sfgov.org>, Supervisor David Chiu <David.Chiu@sfgov.org>, Supervisor Bevan Dufty <Bevan.Dufty@sfgov.org>, Supervisor Chris Daly <Chris.Daly@sfgov.org>, Supervisor Carman Chu <Carmen.Chu@sfgov.org>, Supervisor John Avalos <John.Avalos@sfgov.org>, Supervisor Eric Mar <Eric.Mar@sfgov.org>, Supervisor Michela Alioto-Pier <Michela.Alioto-Pier@sfgov.org>, Supervisor Ross Mirkarimi <Ross.Mirkarimi@sfgov.org>, Supervisor Sean Elsbernd <Sean.Elsbernd@sfgov.org>, Supervisor Sophie Maxwell <sophie.maxwell@sfgov.org>, Supervisor David Campos <David.Campos@sfgov.org>, Clerk of the Board of Supervisors <board.of.supervisors@sfgov.org>, 'Angela Calvillo' <Angela.Calvillo@sfgov.org>

Subject San Francisco's Board of Supervisors Are NOT -- Repeat NOT -- Holding a State-Required Bielenon Hearing on 1/ 27 Regarding the Mayor's Mid-Year Budget Cuts

Hi Michael,

I am very disturbed to see in the e-mail notice regarding the Gray Panther's potential action on Feb 18 a reference to Tuesday's full Board of Supervisors meeting on January 27 being misconstrued as a formal Bielenon Hearing.

This appears to be completely untrue. A "fake" - and completely illegal -- Bielenon hearing on the Mayor's mid-year budget cuts to Public Health was heard recently by the SF Health Commission.

As well all know, the Board of Supe's is NOT permitted under Health and Safety Code 1442.5 to delegate Bielenon Hearings to the Health Commission, but the Board did so illegally, acting on year-old \*\*oral\*\* advice from the City Attorney Office to a staffer in former Supervisor Aaron Peskin's office.

If Tuesday's Board of Supe's meeting is actually holding a Bielenon hearing, then they are again doing so illegally, first because there has been no Bielenon Hearing notices posted at entrances to Department of

36

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Public Health facilities that the Board is holding a "second" Bielenon hearing, and second, because the Board itself has not, to my knowledge, published its own Bielenon hearing notice.

Agenda Item #30 on the Board's January 27 agenda ([http://www.sfgov.org/site/bdsupvrs\\_page.asp?id=97197](http://www.sfgov.org/site/bdsupvrs_page.asp?id=97197)) -- and its associated background file#090049 -- do not describe this agenda item as a Bielenon Hearing.

Indeed, background file 090013 to Agenda Item #27 amending the Annual Appropriation Ordinance introduced by Supervisor Daly states on page 5 that it is holding a hearing to accept all \$37.4 million in mid-year cuts by de-appropriating (de-funding) the \$37.4 million the Mayor wants cut from DPH's current year budget.

Please clarify whether the Bielenon hearing reference in the Gray Panther's e-mail alert is accurate, or inaccurate.

After all, we should not be providing any kind of "cover" to the Board of Supe's for their collective failure to actually hold a Bielenon hearing on mid-year cuts. They've failed to perform their mandatory ministerial duties, and they should not be given cover for having failed to perform their official duties as prescribed in law.

Patrick Monette-Shaw



pmonette-shaw

et>

01/25/2009 09:46 PM

Please respond to  
Pmonette-shaw@earthlink.net

To Supervisor David Chiu <David.Chiu@sfgov.org>

cc Supervisor David Chiu <David.Chiu@sfgov.org>, Supervisor Bevan Dufty <Bevan.Dufty@sfgov.org>, Supervisor Carman Chu <Carmen.Chu@sfgov.org>, Supervisor Chris Daly

bcc

Subject While Obama Expands Federal Freedom of Information Act, San Francisco Officials Attempt to Curtail Free Speech and Limit First Amendment Rights on June 2 Special Election

37

January 25, 2009

The Honorable David Chiu  
President, Board of Supervisors  
City and County of San Francisco  
1 Dr. Carlton B. Goodlett Place  
San Francisco, SF 94102

Dear President Chiu,

San Francisco's proposal to curtail free speech, and eviscerate First Amendment rights, during the proposed June 2 special election in San Francisco is completely shocking.

I'm sure you have heard that one of President Barack Obama's first official acts, via one of his first Executive Orders, was to increase access to government records by expanding the federal Freedom of Information Act, in order to create greater transparency and government accountability.

So why is it that as our new Board of Supervisors president, you are considering condoning curtailment of First Amendment, free-speech rights in San Francisco?

I assume someone on your staff - or perhaps Board-President-in-Absentia Aaron Peskin, using his Ex-Officio puppet-master role in charge of the Triple-D-C - has briefed you regarding how language proposed for the special election will strip San Franciscans of their First Amendment rights. Right?

I'm speaking, of course, about the enclosed PDF file that contains language to be approved on Tuesday, January 27, during the full Board of Supe's meeting (see agenda Item #24 at [http://www.sfgov.org/site/bdsupvrs\\_page.asp?id=97197](http://www.sfgov.org/site/bdsupvrs_page.asp?id=97197)), for the proposed June 2, 2009 special election to identify possible new sources of revenue for the City that will be put before the voters.

Section 3f in the attached PDF file, if I'm reading this right, proposes to eliminate from the voter guide [in the "Elimination of Paid Arguments" paragraph on page 8] any and all paid arguments for and against ballot measures and Charter changes. Of all our "civil liberties," this seems to be the most egregious of all and the height of arrogance, as it appears to eliminate publication of pro-and-con debate about merits of each revenue proposal and Charter change.

In the 13 years I've lived, and voted, in San Francisco and have read our voter guides closely before each election, never has there been a prohibition on publishing voter guides arguments, whether for or against ballot or bond measures, or Charter changes. Why the sudden change? What

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is the Board of Supervisors afraid of that you suddenly propose to eliminate voter guide arguments that may sway voters?

San Francisco "values," I might remind you Mr. Chiu, have always permitted the citizenry to plop down their hard-earned money to pay for voter guide arguments. Just last November, I sprang \$800 (\$200 in filing fees, and \$2 per word for each word in the maximum 300-word limit, for a total of \$800), to exercise my free speech, first amendment rights for a voter guide statement. I could have sorely used that \$800 for other purposes, including my neglected wardrobe. Instead, I chose to spend money, not on "free speech," but "paid speech," in which I freely chose to use my limited discretionary cash on a matter of great public concern.

Now I'm being told, via this proposed ordinance authorizing the June 2 special election in San Francisco, that even if I wanted to spend, and can afford, another \$800 helping to educate voters on what they are about to vote on, that my free (err, costly) speech will simply not be permitted.

Any excuse that there is suddenly an "emergency" doesn't carry water. When I submitted my November 2008 voter guide argument, I had to do so by August 14, 2008, fully two-and-a-half months in advance. Here we are five months out from a June 2009 election, and you expect me to believe that there is not a two-and-a-half-month period in which I could submit a paid argument and have it printed? Or that you can't shorten the two-and-a-half months lead time to some shorter period, in which I'd be eligible to submit a paid argument (for or against) in a shorter period of time?

May I suggest that you need to get a hold of President Obama, and quickly. After all, San Francisco values do not condone curtailment of free speech.

Perhaps he has a lesson you might learn early in your Board presidency, if only you'd stop Citizen Peskin from whispering in your ear.

Eliminating free speech is not a San Francisco value, President Chiu, that you want dogging you the rest of your political career, is it?

Not-so-respectfully submitted,

Patrick Monette-Shaw  
District 3 Resident

p.s.:

The initial plans for the June 2 election proposes the following revenue measures (or variants thereof) that will be decided behind closed doors, limiting public comment on each or every change on each and every measure being proposed:

1. A possible increase of the sales tax by 0.5% to a total of 9% (this will hit the poorest the hardest).
2. A possible payroll tax increase of 0.2%, to a total tax rate of 1.7% (small businesses, and large ones, will feel this).
3. A possible new residential utilities users tax, not to exceed 7.5% (everyone will feel this one).
4. A possible increase in the commercial utilities users tax, not to exceed 2.5%, for a total tax rate of 10%.
5. A possible parcel tax, not to exceed \$300 for a residential parcel



and \$1,000 for other parcels.

6. A possible new gross receipts tax on residential rental income, not to exceed 0.127%.
7. A possible new gross receipts tax on commercial rental income, not to exceed 0.127%.
8. A possible new gross receipts tax on all commercial transactions, not to exceed 0.1%.
9. A possible new surcharge on the parking tax, the surcharge not to exceed 5%, for a total tax rate of 30%.

and two new Charter Changes:

10. A possible amendment to Charter Section 9.113.5, allowing the City to appropriate up to 100% of the current balance in the Rainy Day Reserve [fund], not to exceed 20% of the projected deficit, in years in which a budgetary deficit of \$250 million or more is projected, and
11. A possible new Charter amendment that would cap all set-asides at their FY 08-09 levels, allow the City to reduce its contributions during budgetary shortfalls, and provide that year-end surpluses be returned to the General Fund.

You can't seriously believe that I have NOTHING to say about some of these regressive taxes that will hit poor people the hardest, do you?



attn9t91.pdf

htt

**San Francisco | Health, Housing, and Public Services**

38

**Tons of Millions of Toxic Dirt burried at SF Mission Bay - prone to LIQUEFACTION.**

by Francisco Da Costa

*Saturday Jan 24th, 2009 8:29 AM*

Tons of millions of Toxic Dirt - much of it from the Santa Fe Operations and others from the worst possible landfill - buried at Mission Bay have not been abated and mitigated. Most of Mission Bay is prone to LIQUEFACTION. This City and County of San Francisco - prompted by GREED has failed to clean-up Mission Bay. Mission Bay looks good outside - but stinks to high heaven and daily - exposes thousands to pollution of the worst kind.

Most of us have little knowledge about the wet-lands that were present all over Mission Bay. Those in their 60s and 70 who were active and loved fishing will tell you stories - about Mission Bay - the Piers, the Fishing - and of course the wet-land and landfills.

Others that lived in San Francisco in the early 30s, 40s,, and 50s have even more vivid memories and will tell you - more. The old copies of the Examiner and Chronicle reveal some and there a few books that delve into - landfill and liquefaction.

The hundreds of companies and factories that dealt with chrome, paint products, old tires, chemicals of a kind including DDT - threw their waste close by and the best places - these folks could find that suited them - were the wet-lands at Mission Bay.

Add to that furniture, construction material, and a myriad of toxic stuff and you had a cesspool - this nonsense went on for years.

In the late 1970s the Environmental Protection Agency formulated strict rules about dumping - but these were not enforced - until the late 1980s. Even today the Environmental Protection Agency is inept and its enforcement at Mission Bay, Hunters Point, Visitation Valley - next to nothing.

The Department of Toxic and Substance Control is even worse.

You file a complaint and you will get a response after years. Enforcement is rarely done - and if anything is done at all - with much fun fare and the wrong persons - getting credit.

Case in point the 20 tons of very toxic dirt removed from Pier 92 after I brought it to the attention of the Department of Toxic and Substances Control.

Mr. Riley who was then a Director and knew me did the right thing - forced the SF Port Authority to clean up the mess at a cost of a million dollars. Many made money off this clean up - but it is interesting to note who got the reward a measly five thousand - purporting to be the first one to report the toxic site.

After this case was adjudicated Mr. Riley went into Retirement or was he forced into Retirement?

Another case in point the Schlage Lock Company and the clean up done there.

At Mission Bay there are hundreds of Toxic Hot Spots and for years - soil was dug and piled up - most

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of it very toxic and it is only recently that some of it is covered.

During the past ten years - millions have been exposed to the toxic soil - especially around AT&T Park formerly PacBell Park.

AT&T Park that comes under the SF Port Authorities jurisdiction had toxic soil problems. These were not resolved - but after many complaint they were - resolved.

Developers do not want to spend money - removing toxic dirt and hauling it away. They choose to bury it and in the case of Mission Bay - the Regional Water Board played a role in this dubious operation.

Corrupt politicians saw that the Department of Toxic and Substances Control that did have jurisdiction - were moved away - the Regional Water Board and its corrupt members - then executed the projects - in a haphazard manner.

There are manifest of toxic soil that were removed from one area and buried in another just a few hundred feet away. Millions of tons of toxic soil moved from the high ground to the low ground - on which large facilities were built.

The entire University of California San Francisco (UCSF) Campus site is built on a TOXIC DUMP.

I challenge the experts to bore holes into the ground and reveal the results.

Most of Mission Bay belonged to Santa Fe and its rail road operation. Santa Fe became Southern Pacific. Southern Pacific became the infamous Cattelus Corporation.

All of Mission Bay was mostly Public Trust Land belonging to all the people of California.

But - the crooks took the land - created a TRUST. Using Land Banking divided the land and sold it - making billions of dollars. One of those crooks that participated in this deal is Willie L. Brown Jr.

Jeff Austin played a key role at Mission Bay and in the toxic soil operations that were moved from one site to another and buried - without any abatement or mitigation. Time will tell.

Jeff Austin later went to work for Lennar Corporation at Hunters Point. Lennar was brought to San Francisco and to Hunters Point by Willie L. Brown Jr - San Francisco's famous "thug" and "crook" and what is more opportunists.

Wait until Mission Bay experiences the Big One - there will be a hue and cry and it will be too late. But, guess what those that participate in the Greed will deserve what they get.

Our City and County of San Francisco Planning has no standards.

Mind you Dean Macris who was around then at SF Planning is pussyfooting with Lennar at Parcel A, Hunters Point, and Candlestick Point. But, this time we are there to expose him for his misdeeds.

No one should build on toxic soil - more toxic soil prone to - liquefaction and flooding.

Read the leases given to the people at Mission Bay and there are clauses about liquefaction and other such adverse impacts.

But, GREED knows no bounds and people like to be part of the "in" thing - and will live - even if it means that they will be adversely impacted.

The San Francisco Department of Building Inspection - is so far removed from reality that it is a joke.

One must just witness the DBI Commission meetings - it is a farce. In past years Joe - the former President - from the Residential Builders Association would attend the meetings and keep them honest. Now, these fools talk to themselves and no one - in their right mind pays any attention to these fools.

The DBI has done nothing much in terms of Enforcement on Parcel A at Hunters Point - and it will do nothing on Hunters Point and Candlestick Point in the future.

The DBI is a joke as I said - and the business as usual attitude prevailing has tarnished its name and those that run this sordid department and run the Commission - today.

Liquefaction and Flooding are important to note.

It is pertinent in places prone to the existence of radiological elements - more so in the case at Hunters Point that more attention should be paid to the reality and the facts - present. Ninety five percent of Hunters Point is Landfill - landfill that is prone to liquefaction and severe flooding and very radiological in nature.

Few People know that Depleted Uranium was first tested at Hunters Point.

Few People know about the National Defense Radiological Laboratory first established at Hunters Point.

Few people know about the ships that participated in the Atomic Experiments at Bikini Islands were brought to Hunters Point and cleanup. Sand blasted and the residue is found all over the place at Hunters Point and in the Bay that is parcel F.

More information can be found if you read the Final Historical Radiological Assessment Report - available at the Main Library in San Francisco - situated on Grove Street.

It is always interesting to hear - ignorant folks trying to explain away liquefaction and flooding.

We were spared a lot during the 1989 Earthquake and what happened to the Marina was nothing much. Wait - until the skeptics witness the real BIG ONE - they will see and wish they were DEAD.

Greedy developers keep pushing it - along the shoreline and in place prone to liquefaction and flooding. Love build tall buildings that will topple like match-stick homes.

There are reports from the United States Geological Survey complete with maps - and no one cares to look at them - about Liquefaction and Flooding.

There are reports from local and National Geologists and no one cares to read their documents about liquefaction and flooding. Some one should read them - if they care and are intelligent - enough and want to make a change and difference. After all we must move forward!

BCDC a local agency has entire reports on the coastal line and areas prone to flooding and liquefaction. No one is really paying attention.

Time will Tell.

Francisco Da Costa  
Director  
Environmental Justice Advocacy

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<http://wy>

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<http://www.usgs.gov>

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<http://www.hunterspointnavalshipyard.com>

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To Whom It May Concern:

My name is Annie Folger. I am a Supporter of Access SF. Empowering public speech and encouraging civic participation are just two of the reasons why Access SF deserves the level of support to enable it to thrive, not just survive!

I am greatly concerned about the future of public access in San Francisco. Access SF provides community members training in television and Internet production as well as access to channels on which their programs can be shown. Without public access, the City loses diverse, community-based programming developed by independent media producers and nonprofits.

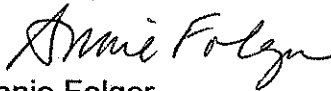
Digital Infrastructure and Video Competition Act (DIVCA) threatens public access funding. Because of the law, cities are no longer permitted to negotiate local cable franchises nor require operational funding for public access. Without this source of revenue, the City has limited operational funds to grant to the local operator of public access.

The City is planning to drastically cut operational funding for Access SF July 1, 2009. The level of funding being proposed would result in greatly reduced staffing causing significant cuts in services.

I strongly urge you to find a way to support public access in San Francisco. The resources provided by this community center cannot be replaced by YouTube or any similar Internet-based video site. Cable operators provide millions of dollars per year to the City as part of their franchise agreements. Currently, San Francisco allocates only about \$100,000 of these millions to support public access. In addition, Congress and the State Legislature must change the provision in the Telecommunications Act of 1934 and DIVCA eliminating the prohibition of these funds from being used for operational expenses.

I urge you to work with the management of Access SF, as well as with a strong coalition of public access individuals and non-profit organizations in San Francisco to help solve this critical funding problem before June 30, 2009.

Sincerely,



Annie Folger  
Executive Director

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**MEMORANDUM**

**TO:** Supervisor Sean Elsbernd and  
Members, Board of Supervisors

**FROM:** Ben Rosenfield, Controller

**DATE:** December 17, 2008

**SUBJECT:** Reference Number 20081007-002 –  
Golf Fund

Per your request the included documents provide the following information:

- 1- A statement of revenue and expenditures for the Golf Fund by course.
- 2- Budgeted Position Detail for the Golf Fund by Course
- 3- Rounds played by course
- 4- Description of departmental and citywide overhead costs and their allocation to the Golf Fund

Some revenue and expenditures are not captured by individual golf courses, but instead are called 'Golf Unallocated.' The revenues which are not allocated are interest earned by the fund and revenues collected from issued resident golf cards. The expenditures are mainly the citywide overhead (COWCAP) costs, and the workorder to central shops for the repair and maintenance of all equipment used by all golf courses.

## OVERHEAD

### I. Recreation and Park Overhead Fund

The overhead fund centralizes all the costs associated with operational administrative staff, contracts, materials and supplies and work orders to other City Departments for services necessary to run the operations of the Department on an annual basis. Total fund is \$25,191,603 for FY 08-09 and is broken down as follows (further detail on expenditure line items appears on the following pages):

Salaries	\$ 6,016,672
Benefits	\$ 1,640,732
Contractual Services	\$ 2,322,270
Materials and Supplies	\$ 808,223
Equipment (MIS)	\$ 142,135
Work Orders	<u>\$14,216,571</u>
<b>Total</b>	<b>\$25,191,603</b>

Total costs in the overhead fund provide one of the basic components of what is commonly known as the Cost Allocation Plan. Mention of this always brings us to the question, "Why do we need a Cost Allocation Plan?" The primary answer is because City codes mandate that if you have a Capital Program you must have a valid cost allocation plan that spreads administrative costs equitably across funding streams. With a valid Plan in place, the types of administrative costs described on the following pages, become the overhead charges related to a project. Thus, we can **capture and charge** the full costs associated with a capital project – not just the direct contractual costs of building/renovating a property.

The second basic component in a Cost Allocation Plan is budgeted FTE count in each program. Once we have a valid FTE count in each of the Department's Programs, we can use the same cost allocation plan to **capture and charge** operational programs in the same fashion. This provides us with even more definitive information on both true capital project costs and operational program costs throughout the department. For example:

**Without** an overhead fund and associated cost allocation plan, if we are asked what the total cost of the Aquatics Program is in the Department, we respond as follows:

Salaries	\$2,237,807
Fringe Benefits	\$ 900,412
Materials and Supplies	<u>\$ 131,362</u>
<b>Total</b>	<b>\$3,269,581</b>

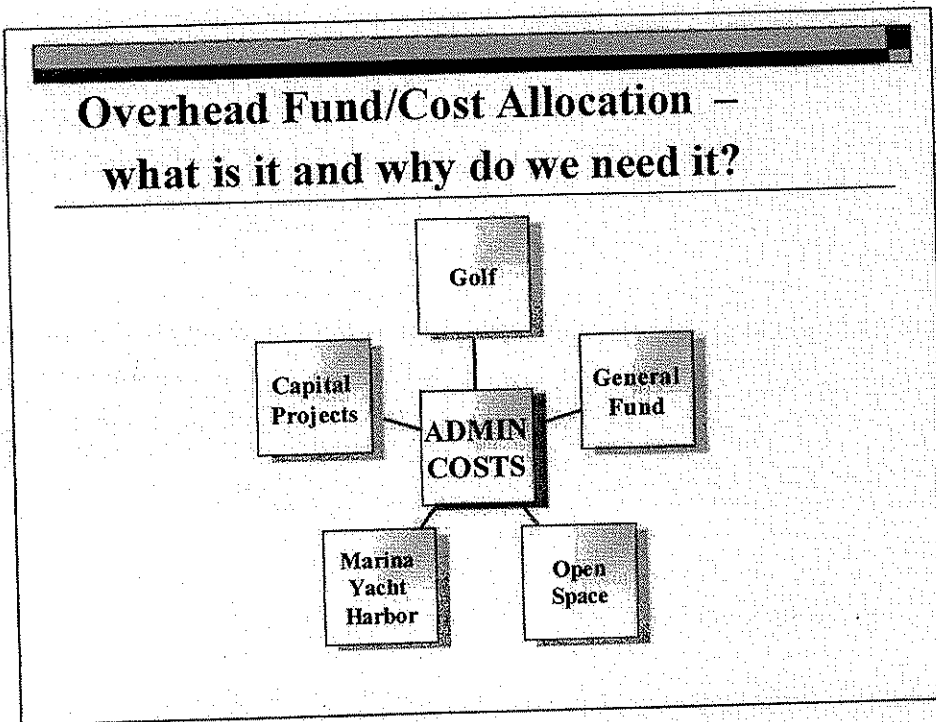
**With** a cost allocation plan in place, we can add the overhead costs based on the 48.82 FTE's budgeted for the Aquatics Program. Thus, the total cost becomes quite different as follows:

Salaries	\$2,237,807
Fringe Benefits	\$ 900,412
Materials and Supplies	\$ 131,362
Overhead	<u>\$ 988,356</u>
<b>Total</b>	<b>\$4,257,937</b>

Had we given the first answer above, we would have only provided 77% of the true costs of the Aquatics Program. By adding the overhead costs, we have displayed aquatic costs related to equipment, light, heat and power, telecommunications, paycheck processing, sewer service, to name a few, based on the FTE count in the Program. As you can see, the \$4.2 million is a much more accurate answer and must be the figure we use when discussing true program costs.



Please see graphic below that depicts how the Overhead Fund and Cost Allocation Plan works with the Department's funding streams:



**Funding streams that support the costs of operational overhead:**

- General Fund supports \$14.6 million or 64%
- Open Space supports \$6.2 million or 27%
- Golf supports \$1.2 million or 5%
- Yacht supports \$0.3 million or 1%
- Capital Projects, Gifts, Bequests, etc. supports \$0.8 million or 3%

**II. COWCAP - City and County of San Francisco Coast Allocation Plan**

The Citywide cost allocation plan, generally referred to as COWCAP functions similarly to the departmental overhead fund. It summarizes of all the central administrative Citywide services and allocates them to departments based on various criteria.

Examples of some of the centralized costs are costs related to the Board of Supervisors, The Mayor, the Controller's Office including accounting and payroll, Human Resources, Building Deprecation etc. Costs are allocated based on criteria that most accurately determine a department's fair share of the costs. For example, building depreciation is allocated to departments based on the net square footage that they occupy. Payroll costs are allocated based on the number average payroll remittances for 4 pay periods.

Once citywide COWCAP costs are allocated to departments, the Recreation and Park Department's portion is allocated to the Golf fund and other Special revenue funds based on those funds percentage of the department's budget. A copy of COWCAP with more information on costs and allocations can be obtained by contacting the Controller's Office.

San Francisco Recreation & Park Dept.  
 Golf Revenue & Expenditure Report  
 Fiscal Year 2007-2008

Year	Description	Harding/Fleming		Lincoln		Sharp		McLaren		Golden Gate		Golf Unallocated		Total Golf Fund	
		Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget
	Golf Rounds			59,984											232,009
	Harding			41,456											
	Fleming														
	<b>REVENUES</b>														
	ACTUAL REVENUES:														
300	Interest Earned														
359	Concessions	2,355,721	2,355,721	2,549,979	90,000	79,546	120,000	118,261	50,000	44,998	185,000	168,889	345,000	3,145,721	3,286,250
600	Golf Green Fees (Dollars)	5,639,779	5,639,779	5,181,157	1,000,000	967,578	1,100,000	1,128,488	0	0	593,800	517,377		8,243,579	7,794,610
	Sub-total, Actual Revenues	7,995,500	7,995,500	7,731,136	1,090,000	1,047,124	1,220,000	1,246,759	50,000	44,998	688,800	686,266	355,000	11,399,300	11,121,047
910	General Fund Support														
	TOTAL REVENUES	7,995,500	7,995,500	7,731,136	1,090,000	1,047,124	1,220,000	1,246,759	50,000	44,998	688,800	686,266	355,000	12,693,005	12,414,752
	TOTAL BUDGETED FTE	26.25		10.71		10.05			0.00		2.29		0.00	48.30	
	0922 Manager I	0.38		0.25		0.25					0.12			1.00	
	3417 Gardeners	18.00		9.00		9.00					1.00			37.00	
	3422 Park Section Supervisor	1.00		0.67		1.00					0.33			3.00	
	3434 Tree Topper	1.12		0.75		0.75					0.39			3.01	
	3436 Tree Topper Supervisor	0.37		0.25		0.25					0.13			1.00	
	7328 Operating Engineer	1.00		0.00		0.00					0.00			1.00	
	7347 Plumber	1.00		0.40		0.40					0.20			2.00	
	7355 Truck Driver	3.00		1.00		1.00					0.09			5.00	
	7514 General Laborer	0.38		0.25		0.25					0.12			1.00	
	Attrition			(1.86)		(2.85)								(4.71)	
	<b>EXPENDITURE</b>														
	OPERATING EXPENDITURE														
001	Salaries	1,679,620	1,679,620	1,655,786	676,040	692,076	639,706	666,067	719,891	0	158,181	204,699	204,699	3,153,547	3,272,462
013	Fringes	516,450	435,797	430,785	207,984	184,592	196,281	183,411	183,411	0	46,564	46,564	51,566	969,269	850,354
020	Overhead	675,647	675,647	647,325	271,131	259,731	256,559	245,771	245,771	0	63,440	63,440	60,772	1,607,227	1,554,949
027	Professional & Special Svcs	3,855,949	3,856,927	3,645,524	0	239	90,000	64,000	59,114	0	313,100	338,100	338,300	4,259,049	4,043,177
031	Rent/Leases Equipment	284,024	284,024	284,024	0	0	0	0	0	0	15,976	15,976	15,976	300,000	284,024
035	Other Expenses	6,900	6,900	15,412	4,350	7,076	51,300	51,996	51,795	0	450	450	407	63,000	74,905
040	Materials & Supplies	203,375	213,348	223,511	83,480	93,807	83,479	80,559	63,621	0	14,206	13,643	12,628	384,540	399,405

San Francisco Recreation & Park Dept.  
 Golf Revenue & Expenditure Report  
 Fiscal Year 2007-2008

Chart	Description	Harding/Fleming			Lincoln			Sharp			McLaren			Golden Gate			Golf Unallocated			Total Golf Fund	
		Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Budget	Actual
060	Equipment	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	
081	Services of other Dept.	5,000	11,229	5,093	0	0	0	0	8,178	0	0	0	0	0	0	281,640	281,640	275,075	286,640	301,047	280,168
	Sub-total operating expenditure	7,228,965	7,163,492	6,907,470	1,242,985	1,245,956	1,215,888	1,317,325	1,340,770	1,323,603	0	0	595,931	666,886	666,372	638,066	638,114	628,460	11,023,272	11,053,218	10,741,793
	OTHER EXPENDITURE:																				
	Repairment to Open Space	1,417,075	1,417,075	1,417,075																1,417,075	1,417,075
	Golf(CPR)CRPGLFLUB	250,000	250,000	250,000																250,000	250,000
	Golf(APR)RFGFLJAU																			2,658	2,658
	Sub-total, Other Expenditure	1,667,075	1,667,075	1,667,075	0	0	0	0	0	0	0	0	0	0	0	2,658	2,658	2,658	1,669,733	1,669,733	1,669,733
	Total Expenditure	8,896,040	8,830,567	8,574,545	1,245,985	1,245,956	1,215,888	1,317,325	1,340,770	1,323,603	0	0	595,931	666,886	666,372	640,724	638,772	629,118	12,693,005	12,722,951	12,411,526
	Total Revenues less Total Expenditures			(843,409)			(168,764)			(76,844)		44,998			17,894			1,029,351			3,226

San Francisco Recreation & Park Dept.  
 Golf Revenue & Expenditure Report  
 Fiscal Year 2006-2007

Year	Description	Harding/Fleming			Lincoln			Sharp			McLaren			Golden Gate			Golf Unallocated			Total Golf Fund				
		Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual		
	Golf Rounds			64,552			41,672			55,650					44,110							252,558		
	REVENUES																							
	ACTUAL REVENUES:																							
600	Golf Green Fees (Dollars)	5,465,218	5,465,218	4,798,974	1,000,000	1,000,000	955,161	1,100,000	1,100,000	1,100,000	1,088,192	0	0	0	585,000	585,000	518,128	0	0	0	8,150,218	8,150,218	7,360,455	
350	Concessions	1,813,420	1,813,420	2,232,453	85,000	85,000	84,257	110,000	110,000	110,000	127,528	50,000	50,000	50,139	285,000	285,000	154,941	350,000	350,000	307,666	2,693,420	2,693,420	2,956,984	
300	Interest Earned ***																				10,000	10,000	36,841	
	Sub-total, Actual Revenues	7,278,638	7,278,638	7,031,427	1,085,000	1,085,000	1,039,418	1,210,000	1,210,000	1,215,720	1,215,720	50,000	50,000	50,139	870,000	870,000	673,069	360,000	360,000	344,507	10,853,638	10,853,638	10,354,280	
910	General Fund Support																		1,391,414	1,391,414	1,391,414	1,391,414	1,391,414	
	TOTAL REVENUES	7,278,638	7,278,638	7,031,427	1,085,000	1,085,000	1,039,418	1,210,000	1,210,000	1,215,720	1,215,720	50,000	50,000	50,139	870,000	870,000	673,069	360,000	360,000	344,507	12,245,052	12,245,052	11,745,694	
	TOTAL BUDGETED FTE	26.63			10.84			10.23				0.00			2.40						50.10			
	10922 Manager 1	0.38			0.25			0.25							0.12						1.00			
	3417 Gardeners	18.00			9.00			9.00							1.00						37.00			
	3422 Park Section Supervisor	1.00			0.67			1.00							0.33						3.00			
	3424 Pest Control Specialist	0.38			0.25			0.25							0.12						1.00			
	3434 Tree Topper	1.12			0.75			0.75							0.38						3.00			
	3438 Tree Topper Supervisor	0.37			0.25			0.25							0.13						1.00			
	7228 Operating Engineer	1.00			0.00			0.00							0.00						1.00			
	7947 Plumber	1.00			0.40			0.40							0.20						2.00			
	7855 Truck Driver	3.00			1.00			1.00							0.00						5.00			
	7514 General Laborer	0.38			0.25			0.25							0.12						1.00			
	Attrition				(1.98)			(2.92)													(4.90)			
	EXPENDITURE																							
	OPERATING EXPENDITURE:																							
001	Salaries	1,676,479	1,676,479	1,410,385	680,711	680,711	595,281	644,377	644,377	603,005	603,005				163,422	163,422	196,731				3,164,989	3,164,989	2,805,402	
013	Fringes	500,611	500,611	427,114	205,940	205,940	182,279	194,562	194,562	162,151	162,151				47,505	47,505	49,778				948,619	948,619	791,322	
020	Overhead	605,813	605,813	605,813	245,031	245,031	245,031	231,952	231,952	231,952	231,952				58,832	58,832	58,832				378,839	378,839	1,520,467	
027	Professional & Special Service	3,662,259	3,661,857	3,250,692				60,000	64,480	4,773	4,773				313,100	288,100	288,475	13,500	16,124	207	4,048,859	4,030,561	3,544,147	
031	Rent/Leases Equipment	284,024	284,024	284,024											347			347	15,976	15,976		300,000	300,000	284,371
035	Other Expenses	6,900	6,900	6,663	4,350	4,779	3,293	51,300	51,772	35,678	35,678				450	769	680				63,000	65,374	46,324	
040	Materials & Supplies	185,000	189,179	163,673	80,780	72,327	68,033	79,429	98,407	93,721	93,721				10,831	10,309	5,833	0	0	0	356,040	370,222	339,966	
1050	Equipment	0	0	0	0	0	0	0	0	0	0										0	0	40,670	
																							40,670	

San Francisco Recreation & Park Dept.  
Golf Revenue & Expenditure Report  
Fiscal Year 2008-2007

Year	Description	Harding/Framing			Lincoln			Sharp			McLaren			Garden Gate			Golf Unallocated			Total Golf Fund			
		Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	
081	Services of other Dept.	0	0	0	0	0	0	0	0	0	0	0	0	0	0	281,640	281,640	281,640	281,640	281,640	281,640	281,640	
	Sub-total operating expenditure	5,921,085	6,926,047	6,148,354	1,216,812	1,208,768	1,063,917	1,261,620	1,326,220	1,171,950	0	0	0	594,141	566,938	600,686	689,955	692,579	669,392	10,683,614	10,722,542	9,654,309	
	OTHER EXPENDITURE:																						
	Repayment to Open Space	1,417,075	1,417,075	1,417,075																1,417,075	1,417,075	1,417,075	
	Capital Reserve																			248,706	248,706	248,706	
	Audit																			2,658	2,658	2,658	
	Sub-total Other Expenditure	1,417,075	1,417,075	1,417,075	0	0	0	0	0	0	0	0	0	0	0	0	0	0	251,364	251,364	1,417,075	1,668,439	
	TOTAL EXPENDITURE	8,338,161	8,343,092	7,565,439	1,216,812	1,208,768	1,063,917	1,261,620	1,326,220	1,171,950	0	0	0	594,141	566,938	600,686	689,955	943,943	920,756	12,100,689	12,390,981	11,322,748	
	Total Revenues less Total Expenditure	(1,039,523)	(1,064,454)	(534,012)	(131,812)	(123,766)	(24,499)	(51,620)	(116,220)	43,770	50,000	50,000	50,139	279,859	391,062	72,362	1,061,469	807,471	815,165	144,363	(145,229)	422,646	

San Francisco Recreation & Park Dept.  
 Golf Revenue & Expenditure Report  
 FISCAL YEAR 2005-2006

Code	Description	Harding/Fleming			Lincoln			Sharp			McLaren			Golden Gate			Golf Unallocated			Total Golf Fund		
		Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual
	Golf Rounds			60,464			34,748			35,195					44,823							216,732
	Fleming			41,502																		
<b>REVENUES:</b>																						
600	Golf Green Fees (Dollars)	4,882,000	4,882,000	4,140,419	1,000,000	1,000,000	898,376	0	0	708,852	0	0	650,000	650,000	488,281	0	0	0	7,732,000	7,732,000	6,235,928	
350	Concessions	2,076,000	2,075,000	1,823,735	75,000	75,000	106,720	45,000	45,000	99,800	45,000	47,219	350,000	350,000	166,942	350,000	350,000	359,103	3,015,000	3,015,000	2,603,519	
300	Interest Earned															10,000	10,000	(13,614)	10,000	10,000	(13,614)	
	Sub-Total, Actual Revenues	6,957,000	6,957,000	5,964,154	1,075,000	1,075,000	1,005,096	45,000	45,000	608,652	45,000	47,219	1,000,000	1,000,000	655,223	360,000	360,000	345,488	10,757,000	10,757,000	8,825,833	
810	General Fund Support		627,079	627,079	71,000	71,000	71,000	0	0	520,000	45,000	47,219	1,000,000	1,350,000	1,005,223	360,000	360,000	345,488	10,757,000	12,325,079	10,393,912	
<b>TOTAL REVENUES</b>																						
<b>TOTAL BUDGETED FTE</b>																						
	0022 Manager I	26.25			10.19					9.58						2.08					50.10	
	3417 Gardeners	0.38			0.25					0.25						0.12					1.00	
	3422 Park Section Supervisor	18.00			9.00					9.00						1.00					37.00	
	3424 Pest Control Specialist	0.38			0.25					0.25						0.33					3.00	
	3434 Tree Topper	1.12			0.75					0.75						0.12					1.00	
	3436 Tree Topper Supervisor	0.37			0.25					0.25						0.38					3.00	
	7328 Operating Engineer	1.00			1.00					1.00						0.13					1.00	
	7347 Plumber	1.00			1.00					1.00						1.00					2.00	
	7355 Truck Driver	3.00			(1.98)					(2.92)						1.00					5.00	
	7514 General Laborer															1.00					1.00	
	Attrition																				(4.90)	
<b>EXPENDITURE</b>																						
<b>OPERATING EXPENDITURE:</b>																						
001	Salaries	1,914,200	1,614,200	1,588,586	572,216	481,263	458,014	539,294	539,294	546,411			126,069	126,069	165,235				3,151,779	2,760,826	2,758,246	
013	Fringes	506,070	506,070	421,638	175,128	175,128	130,750	164,825	164,825	148,124			37,227	37,227	42,402				883,250	883,250	742,914	
020	Overhead	549,439	1,176,518	548,439	176,332	247,332	176,332	166,187	166,187	166,187			38,849	388,849	38,849	537,224	537,224	537,224	1,468,031	3,036,110	1,468,031	
027	Professional & Special Serv	3,056,184	3,065,609	2,890,810						108,000	102,352	61,621	313,100	313,100	313,776	32,100	29,476	7,488	3,519,384	3,510,537	3,273,505	
031	Rent/Leases Equipment	280,131	280,131	284,024															280,131	280,131	284,024	
035	Other Expenses	5,900	6,900	4,484	4,350	3,921	1,866	3,300	3,300	22,209			450	450	474				15,000	14,571	28,953	
040	Materials & Supplies	250,000	207,884	203,782	80,780	83,264	60,987	79,429	56,126	49,316			10,831	10,831	6,781	0	0	11,742	421,040	358,105	332,528	
060	Equipment	0	0	0	0	0	16,338	16,338	0	330									0	16,668	16,338	

San Francisco Recreation & Park Dept.  
 Golf Revenue & Expenditure Report  
 FISCAL YEAR 2005-2006

Chart	Description	Harding/Fleming			Lincoln			Sharp			McLaren			Golden Gate			Golf Unallocated			Total Golf Fund		
		Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual
081	Services of other Dept.	0	25,593	23,407	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0
	Sub-total, Operating Expend.	6,672,924	6,882,305	5,965,899	1,008,806	1,007,246	844,207	1,061,035	1,552,414	993,868	0	0	0	526,526	876,526	567,517	914,818	912,194	887,584	10,084,109	11,231,285	9,269,076
	OTHER EXPENDITURE																					
	Repayment to Open Space	544,467	935,420	935,420																544,467	935,420	935,420
	Capital Reserve(APR)																			250,000	250,000	250,000
	Audit																			1,364	1,364	1,364
	Sub-total, Other Expenditure	544,467	935,420	935,420	0	0	0	0	0	0	0	0	0	0	0	0	0	0	251,364	251,364	251,364	1,186,784
	TOTAL EXPENDITURE	7,117,391	7,818,325	6,901,310	1,008,806	1,007,246	844,207	1,061,035	1,552,414	993,868	0	0	0	526,526	876,526	567,517	1,166,182	1,163,558	1,138,988	10,879,940	12,418,069	10,445,860
	Total Revenue Less Total Expend.	(180,991)	(234,246)	(310,077)	65,194	(138,754)	231,889	(252,965)	(207,586)	334,784	(43,000)	(47,219)	(473,474)	(473,474)	(806,182)	(803,558)	(793,469)	(122,940)	(192,890)	(51,948)		

San Francisco Recreation & Park Dept.  
Golf Revenue & Expenditure Report  
FY 2004-2005

Dept	Description	Harding Fleming		Lifecore		Sharp		McLaren		Golden Gate		Golf Unallocated		Total Golf Fund		
		Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual
	Golf Rounds			71,425		33,274										
	Funding			45,456												
	Funding															
	REVENUES:															
	ACTUAL REVENUES:															
800	Golf Green Fees	4,352,000	4,352,000	4,322,143	1,280,000	1,280,000	1,390,000	875,122	0	0	0	665,000	665,000	155,610	199,257	7,687,000
350	Concessions	850,000	850,000	1,069,370	85,000	85,000	130,000	108,028	40,000	40,000	37,550	185,000	185,000	130,264	300,000	1,590,000
380	Interest Earned														10,000	10,000
	Revenues	5,202,000	5,202,000	5,391,513	1,365,000	1,365,000	1,520,000	983,150	40,000	40,000	37,550	850,000	850,000	285,874	310,000	9,287,000
091	General Fund Support				268,186	268,186										536,372
	TOTAL REVENUES	5,202,000	5,202,000	5,391,513	1,365,000	1,633,186	1,520,000	1,788,166	40,000	40,000	37,550	850,000	850,000	285,874	310,000	9,823,372
	TOTAL BUDGETED FTE	21.80			13.49		10.82		0.70					2.76		51.81
	3231 Golf Program Manager	0.38			0.25		0.25									1.00
	3417 Gardeners	18.00			11.00		8.00									38.00
	3422 Park Section Supervisor	1.00			0.67		1.00									3.00
	3424 Pest Control Specialist	0.35			0.25		0.25									1.00
	3434 Tree Topper	1.65			1.10		1.10		0.58							5.00
	3438 Tree Topper Supervisor	0.33			0.22		0.22		0.12							1.00
	Position Not detailed															2.75
	Attrition															0.06
	EXPENDITURE															
	OPERATING EXPENDITURE:															
007	Salaries	1,100,375	1,100,379	1,453,398	663,253	663,253	553,163	518,949	23,784	28,784	26,445	117,283	117,283	136,620	383,917	2,876,784
013	Fringes	302,909	302,909	374,057	107,813	107,813	150,716	125,269	7,125	7,125	6,536	30,840	30,840	29,016	27,259	26,085
020	Overhead	377,546	377,546	377,546	234,429	234,429	189,793	189,793	9,876	9,876	9,876	40,240	40,240	40,240	300,062	299,962
027	Services	2,371,000	2,371,000	2,068,218								200,000	200,000	0	13,500	2,584,500
031	Rent/Leases Equipment	284,024	284,024	284,024											15,976	300,000
035	Other Expenses	6,900	5,746	1,710	4,350	4,350	3,300	7,499				450	131	300	2,059	15,000
040	Materials & Supplies	165,078	155,622	205,816	104,702	92,436	33,916	79,429	36,805			10,831	10,831	2,172	0	361,040
069	Equipment	0	0	0	21,000	4,992	0	41,000	0							62,000
087	Services of other Dept.	0	15,591	15,515	0	0									370,577	
	Expenditure	4,608,836	4,512,807	4,810,884	1,235,652	1,475,134	959,298	1,017,401	45,786	45,786	44,857	399,644	399,325	208,348	1,121,291	8,428,509
																8,006,325



San Francisco Recreation & Park Dept.  
 Golf Revenue & Expenditure Report  
 FY 2004-2005

Chart	Description	Harding Fleming			Lincoln			Sharp			McLain			Student Gate			Golf Unallocated			Total Golf Fund		
		Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual	Original Budget	Revised Budget	Actual
	OTHER EXPENDITURE																					
	Repayment to Open Space	329,080	329,080	329,080																329,080	329,080	329,080
	Facilities Maintenance																			683,394	683,394	683,394
	Audit																			1,364	1,364	1,364
	Sub-total, Other Expenditu	329,080	329,080	329,080	0	0	0	0	0	0	0	0	0	0	0	0	0	0	0	684,768	684,768	684,768
	TOTAL EXPENDITURE	4,937,916	4,941,887	5,139,964	1,235,652	1,475,134	959,238	1,017,401	1,244,338	878,315	45,785	44,857	395,644	399,325	208,348	1,806,049	1,830,392	1,653,961	9,442,347	9,536,861	8,784,733	
	Total Revenues Less Total Exp	264,054	(250,113)	(261,548)	(129,446)	(186,993)	(204,091)	(600,599)	(643,346)	(373,021)	(5,735)	(7,287)	(156,356)	(459,676)	(77,623)	(1,496,049)	(1,520,392)	(1,440,956)	(165,347)	(113,489)	(242,038)	

San Francisco Recreation & Park Dept.  
 Golf Revenue & Expenditure Report for FY 03-04

Char	Description	FY 03-04		
		Original Budget	Revised Budget	Actual
600	Golf Green Fees	7,332,800	7,332,800	6,356,368
350	Concessions	1,832,600	1,832,600	795,259
300	Interest Earned - NPR	20,000	20,000	266
	Interest Earned - APR			(1,562)
	<b>Revenue Total</b>	<b>9,185,400</b>	<b>9,185,400</b>	<b>7,150,331</b>
<b>TOTAL BUDGETED FTE</b>		<b>52.83</b>		
	3231 Golf Proqramm Manager	1.00		
	3417 Gardeners	33.75		
	3422 Park Section Supervisor	3.00		
	3424 Pest Control Specialist	2.00		
	3434 Tree Topper	5.00		
	3436 Tree Topper Supervisor	1.00		
	Position Not detailed	7.00		
	Attrition	0.08		
001	Salaries	2,693,854	2,693,854	2,638,658
013	Fringes	531,136	531,136	513,981
020	Overhead	971,223	971,223	613,254
021	Professional & Special Services	2,890,000	2,887,941	2,299,097
040	Materials & Supplies	361,040	356,674	183,322
060	Equipment	0	0	0
081	Services of other Dept.	241,008	245,374	212,089
	Facilities Maintenance	250,000	250,000	202,514
	Operating Transfer	997,139	997,139	150,000
	<b>Expenditure Total</b>	<b>8,935,400</b>	<b>8,933,341</b>	<b>6,812,915</b>
	<b>Surplus/(Deficit)</b>			<b>337,416</b>

San Francisco Recreation & Park Dept.  
 Golf Revenue & Expenditure Report for FY 02-03

Char	Description	FY 02-03		
		Original Budget	Revised Budget	Actual
600	Golf Green Fees	3,701,000	3,701,000	3,255,710
350	Concessions	285,000	285,000	258,207
300	Interest Earned - NPR			6,528
	Interest Earned - APR			(1,271)
	<b>Revenue Total</b>	<b>3,986,000</b>	<b>3,986,000</b>	<b>3,519,174</b>
	<b>TOTAL BUDGETED FTE</b>	<b>39.27</b>		
	3231 Golf Proqramg Manager	1.00		
	3417 Gardeners	29.00		
	3422 Park Section Supervisor	3.00		
	3424 Pest Control Specialist	2.00		
	3435 Arborist Technician	5.00		
	3436 Tree Topper Supervisor	1.00		
	7328 Operating Engineer	1.00		
	7347 Plumber	1.00		
	7355 Truck Driver	3.00		
	7514 General Laborer	1.00		
	Attrition	(7.73)		
001	Salaries	1,894,729	1,894,729	2,055,981
013	Fringes	490,930	490,930	516,876
020	Overhead	487,808	487,808	358,592
021	Professional & Special Services	25,000	30,000	29,926
040	Materials & Supplies	102,000	97,000	96,043
060	Equipment	58,800	58,800	
081	Services of other Dept.	165,000	165,000	161,288
	Facilities Maintenance	300,000	300,000	300,000
	Operating Transfer	461,733	461,733	0
	<b>Expenditure Total</b>	<b>3,986,000</b>	<b>3,986,000</b>	<b>3,518,706</b>
	<b>Surplus/(Deficit)</b>			


BOS-11

James J. Ludwig

San Francisco, CA 94102

January 22, 2009

Board of Supervisors  
City Hall  
1 Dr. Carlton B. Goodlett Place, Room 244  
San Francisco, CA 94102

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 26 AM 11:51  
BY 

41

Dear Supervisors,

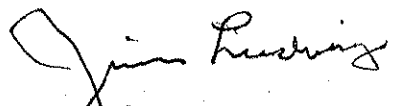
The proposers of the tax on autos coming into downtown should drive in and around city streets. They would see that there are no major congestion problems in our City except coming to and from the Golden Gate and Bay Bridges.

The growth and success of our City's world-renowned retail center at Union Square and Market Street, is due to the City's foresight in building three non-profit garages: Sutter Stockton, Fifth Street & Mission, and Ellis & O'Farrell, which are owned by and provide income for the City.

A tax on cars coming into the City would discourage shoppers from coming into the City, reducing property values, tax revenues, and jobs.

As Regional Vice President of Saks Fifth Avenue for 30 years and 25 years as a founding Director and President of the Uptown Parking Corporation, which manages the Sutter Stockton and Union Square parking garages and as a constant visitor to our shopping district, and I believe that I speak from experience. Please put this tax thought away for good.

Regards,



James J. Ludwig

cc: Gavin Newsom, Mayor of San Francisco  
San Francisco Chronicle  
Paul Newman, Uptown Parking Corporation

41

# A half-baked congestion plan

Some eco-friendly ideas may be too much even for San Francisco. That's the general reaction to a plan to charge \$3 to drive into the downtown area in the name of controlling traffic and raising money for transit.

The Board of Supervisors will get a chance to consider the outlines of a congestion pricing proposal by April with further approvals possibly in a year. The members should be skeptical of an idea that's drawn heavy verbal crossfire at public meetings, opposition from business and doubts about its practicality, finances and chances for success.

Outside a coterie of planners and hard-core enthusiasts, the notion of paying more to drive on relatively unclogged city streets isn't ready for prime time.

Also, the second intended effect — nudging drivers into public transit — may further burden overtaxed systems such as BART and Muni, which can be inconvenient, unreliable and jammed. The pricing system is expected to raise from \$30 million to \$60 million per year, a relatively small amount for transit budgets. In sum, it's a concept that's loaded with uncertainties, which argues for further study and debate.

San Francisco, with its dense building patterns, is already a petri dish for ways to pry people from their cars. The city has plans for extensive bike lanes, parking meters with adjustable rates, bus-only driving lanes and redrawn transit lines. For years, planning rules have limited huge parking garages to

dissuade driving and given public transit preference. Muni, for all its problems, remains one of the most heavily used systems in the nation.

The city's official slogan might as well be: Don't Drive Here.

Congestion pricing could strain the public support that is needed for more sensible, workable efforts to get people out of their cars. The specter of overdoing it may explain why Mayor Gavin Newsom, who talked up the idea a year ago, is now decidedly

cool on it. New York Mayor Michael Bloomberg rolled out a congestion pricing plan for ultra-crowded Manhattan — and had it shot down by the state Legislature.

This region should continue to brainstorm ways to cut vehicle tailpipe emissions, roadway traffic and lost commute time. But this particular plan seems more about raising revenue than deterring people from driving in a city that already is difficult and expensive to navigate.



The Chronicle 2006

**Downtown traffic:** A proposed \$3 toll is not the answer.



"kevin comora"

01/24/2009 10:36 PM

t>, "Supervisor David Chiu"

<David.Chiu@sfgov.org>  
cc "Mayor Gavin Newsom" <gavin.newsom@sfgov.org>,  
"Supervisor Bevan Dufty" <Bevan.Dufty@sfgov.org>,  
"Supervisor Chris Daly" <Chris.Daly@sfgov.org>,  
bcc

42

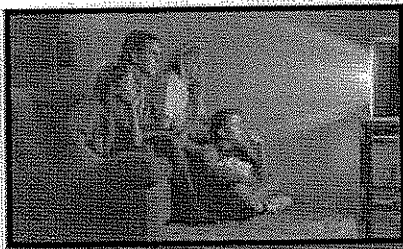
Subject RE: Board President Chiu Permits It to Happen Again: San Francisco's Board of Supervisors Fail to Activate Public Record Hyperlinks, Despite \$4.1 Million to \$6.9 Million Personnel Budget

WOW!

Maybe you should turn the links on.

Sounds good to me.

Kevin Comora  
Executive Producer  
SFTV



-----Original Message-----

Sent: Saturday, January 24, 2009 9:18 PM

To: Supervisor David Chiu

Cc: Mayor Gavin Newsom; Supervisor David Chiu; Supervisor Bevan Dufty; Supervisor Chris Daly; Supervisor Carman Chu; Supervisor John Avalos; Supervisor Eric Mar; Supervisor Michela Alioto-Pier; Supervisor Ross Mirkarimi; Supervisor Sean Elsbernd; Supervisor Sophie Maxwell; Supervisor David Campos; Clerk of the Board of Supervisors; 'Angela Calvillo'; Allen Grossman; James Chaffee; Kimo Crossman; Kimo Crossman; MARTIN L MACINTYRE; Peter Warfield; Wayne Lanier; Michael Petrelis; Christian Holmer; h. brown; 'Angela Calvillo'

Subject: Board President Chiu Permits It to Happen Again: San Francisco's Board of Supervisors Fail to Activate Public Record Hyperlinks, Despite \$4.1 Million to \$6.9 Million Personnel Budget

42



"Kimo Crossman"

01/25/2009 11:16 AM

To "Steve Lawrence"

cc <Board.of.Supervisors@sfgov.org>

bcc

Subject RE: Sunshine complaint -- practical advice sought

Ok no worries...

I also cc the [Board.of.Supervisors@sfgov.org](mailto:Board.of.Supervisors@sfgov.org) re: "cpage" communication file --

**SEC. 67.23. PUBLIC REVIEW FILE--POLICY BODY COMMUNICATIONS.**

(a) The clerk of the Board of Supervisors and the clerk of each board and commission enumerated in the charter shall maintain a file, accessible to any person during normal office hours, containing a copy of any letter, memorandum or other communication which the clerk has distributed to or received from a quorum of the policy body concerning a matter calendared by the body within the previous 30 days or likely to be calendared within the next 30 days, irrespective of subject matter, origin or recipient, except commercial solicitations, periodical publications or communications exempt from disclosure under the California Public Records Act (Government Code Section 6250 et seq.) and not deemed disclosable under Section 67.24 of this article.

(b) Communications, as described in subsection (a), sent or received in the last three business days shall be maintained in chronological order in the office of the department head or at a place nearby, clearly designated to the public. After documents have been on file for two full days, they may be removed, and, in the discretion of the board or commission, placed in a monthly chronological file.

(c) Multiple-page reports, studies or analyses which are accompanied by a letter or memorandum of transmittal need not be included in the file so long as the letter or memorandum of transmittal is included.

You are right about the problem of taking items out of order being a problem though often they have a general public comment item at the beginning and you could speak then saying you will not be able to stay till the item is called later.

---

**From:** Steve Lawrence  
**Sent:** Saturday, January 24, 2009 1:02 PM  
**To:** Kimo Crossman  
**Subject:** Re: Sunshine complaint -- practical advice sought

Kimo, first, I apologize for asking about the complaint form. I was just so energized (with anger) and then determined, that I went ahead, to get the matter out. When I wrote and asked, at that moment I intended to do it later.

I do write to the Commission sometimes. At one time I understood that these communications went into binders, which were kept (somewhere). These binders are at Commission meetings, and they have some of what goes to Commissioners before the meeting. If you are a speed reader you can go early and hope to read what the Commissioners receive; if you are lucky and no one else is using the binder. But one time when I got lucky I noticed that my letter was not in the binder. I asked. Such communications no longer go into the binder. I was assured that they did go to the Commissioners electronically. But whether there is any record, I don't know. (Commissioners have said things that indicate to me that they had read...this verified for me.)

I rarely go to meetings. Three minutes is too little for all the time to go and wait. (The liberal practice of taking items out of agenda order adds substantially to the potential time waste.)

When I got on the Citizens Advisory Committee I did publish something about my involvement and about the water improvement program a couple of times in our newsletter, along with my email. I never heard a word of interest. Water bills are small potatoes. (But recently they are rising by 15% per year, and recently things have happened that will tend to make larger rises than are planned necessary.) My overall impression is, 1. 70% of SF rent, and don't care a bit about water/sewer bills, and 2. homeowners are so

well off here that they don't care. (Slightly off topic illustration: at our homeowners' annual meeting one homeowner got up and said that our annual bill was so low it was usually first believed to be monthly; and then, "I'd gladly pay per month what we are billed per year." There was hardly a rustle in the crowd. I was stunned. Had to confirm with others that I'd heard right.)

I agree that government spending and fiscal manipulation is out of control. Back in the '80s and all through the 90s money was just moved from water to the general fund. That is why we needed a bond measure in 2002 to borrow to fix up the deteriorated system. We should have been fixing it with the three-quarters of a billion dollars siphoned off to the general fund so that politicians could pay and play. Finally a proposition put the squeeze on the siphon. But, they've found ways around it: the \$9.9 million to buy the lot for the Taj is one example of that, and all the "hiring" of other departments to do some "work" is another.

Perhaps there will be opportunities, if this downturn starts to bite. I've followed this for years, and it's been a slog through the desert. While I'd rather be irrelevant and richer, if poorer, perhaps there is a silver lining out there. I'll be watching.

Again, you are right; I should have waited for your advice--once I sought it--and not subsequently decided to plow on. And I will endeavor not to repeat that sort of thing.

Steve

----- Original Message -----

**From:** Kimo Crossman

**To:** 'Steve Lawrence'

**Sent:** Saturday, January 24, 2009 12:06 PM

**Subject:** RE: Sunshine complaint -- practical advice sought

First let me say that I appreciate the watchdog role you provide here.

I think if you sent letters to the SFPUC communication file then there would be an ongoing log on the public record of your concerns

Also I do take time out of my day to provide you advise -- so if you aren't interested in it "Do I have to complete a form?" then please don't ask for it...

The only way to stop them from ignoring is to file complaints and then they realize it is easier to comply than to fight or ignore. -- also not the Draft exemption under CPRA state law is explicitly repealed under Sunshine -- they cannot withhold a draft (not final) document locally.

SFBG would probably run something (Leal is no longer there, and even if she was not if you had a well researched balanced story I suspect they would run it anyhow) and possibly the Examiner (fiscal responsibility) = you would just need to package the story appropriately

The things you tell me about fiscal management are outrageous -- you need to let people know about it now - otherwise it will not stop. No one is going to care after there is an earthquake -- there will be too many other problems and there will be no accountability after the fact -- it has to happen during construction.

Do you go to SFPUC meetings and make public comment about your concerns? Lawyers and the press (sometimes) attend those meetings -- and again do you talk with neighborhood groups who pay property taxes?

---

**From:** Steve Lawr

**Sent:** Saturday, January 24, 2009 9:05 AM



**To:** Kimo Crossman

**Subject:** Re: Sunshine complaint -- practical advice sought

Kimo, thank you for your advice. I did end up printing a form, filling it out by hand, and faxing it in.

The two matters I have are both minor, and I may lose. I don't much care. The larger point is disrespect. If they learn they can just ignore, that's certainly what they will do. The one matter they just refuse to give any answer. The other they play the game "it's not final". After more than six months of that, one must stand or be proved a patsy. So it was high time to file, and I'll go the full distance if I possibly can, too, because that is the real message needing to be sent. (I dropped off the Citizens Advisory Comm, so they may think I'm less willing. Also Prop I lost badly (thanks to progressives); I was associated with that; independent ratepayer advocate.)

On your final question, I'm not getting the message out, except to a very few interested citizens. The papers, the Chamber and Spur, which all strongly supported 2002 prop A, which funded and launched this program, the mayor, and the supes have zero interest. Yesterday's paper writes about a closely related matter--the emergency water system for earthquakes--yet never even mentions the Water System Improvement Program which is spending about \$2250 for each and every citizen of San Francisco, plus another more than \$2.5 billion for the suburban users. Are we all so rich that spending of that amount is inconsequential? It seems so. No schedule for the program has held (or even remotely close). Yet politicians and others routinely accept the latest fiction, unquestioningly. The Establishment folk whose support got the money? See ya...we're out of here! the moment the 2002 election passed the bonds; no interest whatsoever in following up or making sure the job got done.

As it's all under the radar, corruption (soft variety) rules, and the money is wasted. Leal used her tenure as GM to lay the groundwork for running for mayor. The program hardly progressed at all under her. But, she spent lots and lots of money, gave money to other departments, and consultants owe her lots of favors.

But until a) there is an actual earthquake, or b) the suburban water users move to take over the regional system for SF's default in doing the program, no one wants to think about it and this program that only I follow will be unknown. Bay Guardian isn't going to run anything; they love Leal. Minor papers (Westside...) might, possibly, but at best there would be a blip of interest soon dead.

I'm resigned to watching, if I can. It's up to SFPUC. Ed Harrington seems genuinely to want to accomplish the job, which is a huge step forward; the last two GMs did not. But the bureaucratic beast eats up everybody and anything. I've tried to convince the union that it's in their interest to get the job done, not have the system taken over. Persuading a union about the long-term is not a skill I've acquired.

Steve

PS speaking of transferring money from ratepayer to city hall, sfpuc bought the property for their Taj Majal, now on ice, from the city. I'm pretty sure the city bought that property from the state a few years ago for \$1. Sfpuc paid the city \$9.9 million for it. Hey, it's a way to get money to city hall without raising taxes, just water rates. These shenanigans go on all the time; I see only a tiny slice.

----- Original Message -----

**From:** Kimo Crossman

**To:** 'Steve Lawrence'

**Sent:** Friday, January 23, 2009 8:31 PM

**Subject:** RE: Sunshine complaint -- practical advice sought

There is no requirement to fill out any form and in fact experienced people do not do so... - there have been fights over this and no form is needed. just send an email answering all the questions on the form

The public hearing process can take some time but that is the nature of any hearing in law or government and there is quite value in a full public airing of the matter also one can learn much by listening and helping other complainants and collaborating with other watchdogs

Frank has been generally pushed out of doing SOTF work – not always but do to ongoing complaints by the public about him

Quorum – I recommend you ask for your item to be heard first in the meeting – say you have a child care or doctor appt that will assure a fresh taskforce and best chance that there is a large number of attendees

Most SOTF hearings are in favor of the public – and often – but certainly not always – more records are produced as a result –

One needs to keep in mind that SOTF was designed to give an alternative to going to the long and very costly court process to get records – that is ultimately your other option

I would be happy to review any communications you plan to submit to SOTF to support your complaint and give feedback and to listen to your complaint point and suggest ways to strengthen it and best way to win at SOTF

For example if you are complaining that you have not received records that you think SFPUC has, you will need to just about prove to the SOTF that the SFPUC actually has the records – i.e. How do you know they really have them when they say they have given you what they have/..

How are you getting the word out about the Water System Improvement program – in the press, OpEd's blogs, talking to neighborhood groups etc.

---

**From:** Steve Lawrence

**Sent:** Friday, January 23, 2009 7:13 PM

**To:** Kimo Crossman;

**Subject:** Sunshine complaint -- practical advice sought

Kimo and the Sunshine posse:

The evil and bad faith of the SOTF, its staff and procedures are facing me once again. The online form they have you fill out--taking considerable time to do it--simply tells you (ha-ha-ha) that you have failed to fill out a required field, so we have wiped out your submission and all your time has been wasted and is gone. We do not tell you which field you omitted, and we do not restore what you did fill out. If you wish, you can go back and try again, after which you can press the button to submit again...and likely be wiped out again.

There is no reason for such evil other than the intent to harass the would-be submitter; is there?

Is there any remedy for "public servants" so enthralled with their own powers and potential for harassment that such tricks are perpetrated?

If I can get past the complaint procedure, there is now an intermediate step that is voluntary. This is a pre-hearing conference or something like that. While I enter this realm with the desire to avoid it to the maximum extent possible, I do not wish to miss something that actually settles matters or saves time. Does anyone have experience with this; is it worthwhile?

I have been to hearings before. These are massive wastes of time. When I last went, after waiting three hours, and estimating that my matter would likely come to hearing in another three hours, I settled. Clearly one must be prepared, with food, reading material, etc. to put in a great deal of time, and the next time I will be better prepared. If it has become worse than my last experience, I would like to know.

The other problem with hearings is that a quorum is required. If a bare quorum is there to hear, and if it appears you do not have one member with you, then you may be pushed to continue the matter you have waited hours to get to hearing. Or, a quorum may simply be lost, and while you have waited five hours of the six, sorry, come back in two months. It was my impression that these problems might be addressed, and I wonder and ask if anyone believes they have been alleviated, and to what extent.

I see that Frank Darby is still in charge. This certainly bodes ill, as this employee starts off the enemy of the Sunshine complainant, is skilled at thwarting him, and is certainly eager to do so; that has been my experience. This is having to pass through the dragon's den. Does anyone have advice how to avoid being scorched?

I try very hard not to enter the realm of Sunshine complaint, but SFPUC makes one do so periodically. Does anyone have advice? In the old days one could actually go through the hearing and win, as I did, and their communications department was furious--why, I don't know. (So what, you lost, big deal; it's not like you are fined.) I gained the feeling there might be some motivation here, but just what is it? Again, if you know what buttons to push, I'd like my time to go to best use.

Thank you for your guidance and help.

Steve Lawrence

PS I follow, or try to, the Water System Improvement Program and its slow implementation. (It is a 13-year program costing (now) \$4.5 billion; nearly half the time has elapsed; less than 20% has been accomplished; and costs are up more than 20% so far. It should make the Hetchy water system less likely to fail in an earthquake, more likely to survive a drought, and enable and allow maintenance to be performed.

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Board of Supervisors/BOS/SFGOV

01/26/2009 03:03 PM

To BOS Constituent Mail Distribution,

cc

bcc

Subject Fw: Strong Clean Energy Ordinance: support the amended version of Maxwell's ordinance

Complete a Board of Supervisors Customer Satisfaction form by clicking the link below.

[http://www.sfgov.org/site/bdsupvrs\\_form.asp?id=18548](http://www.sfgov.org/site/bdsupvrs_form.asp?id=18548)

----- Forwarded by Board of Supervisors/BOS/SFGOV on 01/26/2009 03:09 PM -----



"Reed, Kelly"  
<Kelly.Reed@pearson.com>

01/26/2009 11:06 AM

To board.of.supervisors@sfgov.org

cc

Subject Strong Clean Energy Ordinance: support the amended version of Maxwell's ordinance

Dear Supervisors,

Please strongly support an amended version of Supervisor Maxwell's clean energy ordinance which ensures that the City closes the Mirant Power Plant by 2012, and *mandates* that San Francisco will run on 100% clean electricity within three decades.

Thank You,

Kelly Reed

Kelly Reed  
Assistant Editor  
Pearson Benjamin Cummings  
1301 Sansome Street | San Francisco, CA 94111  
tel: 415-402-2380 | fax: 415-402-2556  
[www.pearsonhighered.com](http://www.pearsonhighered.com)

Please consider the environment before printing this e-mail

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STATE OF CALIFORNIA  
**Fish and Game Commission**

January 22, 2009

44

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 26 AM 11:51  
BY [Signature]

TO ALL AFFECTED AND INTERESTED PARTIES:

During the regulatory process to amend sections 27.20, 27.25, 27.30, 27.35, 27.40, 27.45, 27.50, 27.51, 28.26, 28.27, 28.28, 28.29, 28.48, 28.49, 28.51, 28.52, 28.53, 28.54, 28.55, 28.56, 28.57, and 28.58; and add Section 27.32, Title 14, California Code of Regulations, relating to recreational fishing regulations for federal groundfish and associated species for 2009 and 2010, it was brought to our attention that the language proposed for adoption differs from the language provided to the public with the Initial Statement of Reasons for Regulatory Action (ISOR). Depth constraints changes described in the ISOR as being amended in Emergency Rulemaking file 2008-0815-04E, were actually made in Emergency Rulemaking file 2008-0505-01E and were not properly shown in strikeout-underline format in the regulatory text of the ISOR; and the addition of "or within special closure areas established within a Groundfish Management Area" to subsection 27.20(b) was not described in the ISOR nor was the addition illustrated in the regulatory text of the ISOR.

Attached for your review are copies of the proposed regulatory language, and the language that was provided to the public with the ISOR. Please note that comments will only be accepted on the highlighted text of the proposed regulatory language.

Because these regulations are different from, yet sufficiently related to, the originally proposed regulations the Administrative Procedures Act requires that we make the changes available for written public comment. The Fish and Game Commission is exercising its powers under Section 202 of the Fish and Game Code as these changes will not be available to the public for the full public comment period provided for in Government Code Section 11346.8. Please submit written comments to the Commission office at the above-listed address no later than 5:00 p.m. on February 4, 2009.

Sincerely,

*Sherrie Fonbuena*

Sherrie Fonbuena  
Associate Governmental Program Analyst

Attachments

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Regulatory Language for the January 22, 2009 Notice.  
**Comments will only be accepted on the shaded changes.**  
Regulatory Language

**KEY:**

Single underline text indicates text proposed to be added in this rulemaking file

~~Strikeout text indicates text proposed to be deleted in this rulemaking file~~

Double-underlined text indicates text that was added via emergency file 2008-0815-04E and which is proposed to be retained in this rulemaking file.

~~Double-strikeout text indicates text that was deleted via emergency file 2008-0815-04E and which is proposed to be permanently removed in this rulemaking file.~~

Strikeout-Double-underlined text indicates text that was added via emergency file 2008-0815-04E which is proposed to be deleted in this rulemaking file.

Changes made to the text via emergency file 2008-0505-01E which are proposed to be retained in this file are shown in shaded single ~~strikeout~~ and underline format.

Section 27.20, Title 14, CCR, is amended to read:

**§ 27.20. Groundfish Management Areas, Seasons, Depths, Exceptions, and Fishery Closure/Rule Change Process Described.**

Regulations that follow in sections 27.25 through 27.50 define fishing seasons and depth constraints that are effective within each Groundfish Management Area. These sections apply to take and possession of all 90 species of federally-managed groundfish as defined in Section 1.91. (These species include but are not limited to rockfish, cabezon, lingcod, California scorpionfish, kelp greenling, and some species of sharks, skates and flatfish). Special closures and exceptions to these regulations are also specified. All regulations of sections 27.25 through 27.50 also apply for California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos*, which are state-managed species known to associate with federal groundfish.

~~(a) **Depth Constraints:** A depth constraint means that during the open season, the aforementioned species may only be taken or possessed in water depths shallower than the specified general depth contour lines, or alternatively, in waters shoreward of lines approximating a particular depth contour, defined by connecting the appropriate set of waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G).~~

(a) **Depth Constraints:** A depth constraint means that during the open season, the aforementioned species may only be taken or possessed in water depths shallower than the specified depth. Two specific definitions of "depth" apply off California. In waters shallower than 30 fathoms, "depth" is defined by general depth contour lines. In waters equal to or deeper than 30 fathoms, "depth" is defined by approximating a particular depth contour by connecting the appropriate set of waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G).

~~(b) **Open Season – Take, Possession and Transit:** During any open season in any Groundfish Management Area, in waters deeper than where fishing is authorized or within special closure areas established within a Groundfish Management Area, it is~~

Regulatory Language for the January 22, 2009 Notice.

**Comments will only be accepted on the shaded changes.**

unlawful to take or possess the aforementioned species unless a special exception is provided. However, this regulation does not apply in cases where these species are possessed aboard a vessel/vessel in transit with no fishing gear deployed in the water.

(c) Closed Season: During any closed season in any Groundfish Management Area, it is unlawful to take or possess the aforementioned species regardless of depth, unless a special exception is provided.

(d) California Rockfish Conservation Area: Within any Groundfish Management Area, waters that are closed for these species during specified times and/or closed in specified depths shall be known as the California Rockfish Conservation Area. See Section 27.51.

(e) **Fishery closure and/or rule change**: When the department determines, based on the best available scientific information, that an annual harvest limit [optimum yield (OY), recreational harvest guideline, or recreational harvest target] established in regulation by the NOAA Fisheries (National Marine Fisheries Service) for any species of federally-managed groundfish or aggregate group of federal groundfish species has been exceeded or is projected to be exceeded prior to the end of the year or that catches are less than predicted, the following rule changes may occur:

(1) The department may modify the seasons and/or depth constraints for any species of federally-managed groundfish or aggregate group of federal groundfish species, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos*. Season and/or depth modifications may differ by Groundfish Management Area, mode of fishing, or gear utilized.

(2) The department may adjust existing bag or sub-bag limits or establish additional bag or sub-bag limits as needed for any species of federally-managed groundfish or aggregate group of federal groundfish species, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos*. Bag limits may differ by Groundfish Management Area, time of year, mode of fishing, or gear utilized.

(3) The department may adjust existing size limits or establish additional size limits as needed for any species of federally-managed groundfish or aggregate group of federal groundfish species, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos*. Size limits may differ by Groundfish Management Area, time of year, mode of fishing, or gear utilized.

(f) **Notice of closure and/or rule change**: The department shall give the public and the ~~National Marine Fisheries Service~~ NOAA Fisheries no less than 10 calendar days' notice of any fishery closure or rule change implemented pursuant to this Section via a department news release. Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: www.dfg.ca.gov/mre/www.dfg.ca.gov/marine/, or by calling (831) 649-2801 for recorded information, or by contacting a department office.

NOTE: Authority cited: Sections 200, 202, 702, 7071 and 8587.1, Fish and Game Code. Reference: Sections 205, 1802, 7071 and 8586, Fish and Game Code; and 50 CFR Part 660, Subpart G; and 50 CFR 660.384; and 14 CCR 27.20.

Regulatory Language for the January 22, 2009 Notice.

**Comments will only be accepted on the shaded changes.**

Section 27.25, Title 14, CCR, is amended to read:

**§27.25. Northern Groundfish Management Area.**

This Section applies to take and possession of all 90 species of federally-managed groundfish, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos* in the Northern Groundfish Management Area. Federal groundfish include, but are not limited to, rockfish, cabezon, lingcod, California scorpionfish, kelp greenling, and some species of sharks, skates and flatfish. For specific definitions, applicability, and procedures, see sections 1.91 and 27.20. For size limits, possession limits, and other regulations that apply to individual species, see specific sections beginning with Section 27.60.

(a) The Northern Groundfish Management Area means ocean waters between 42° 00' N. lat. (the Oregon/California border) and 40° 10' N. lat. (near Cape Mendocino, Humboldt County).

(b) Seasons and depth constraints (except as provided in (c) below):

(1) ~~January 1 through April 30~~ May 14: Closed.

(2) ~~May 1~~ May 15 through ~~November~~ September 1 ~~September 15~~: Open for all species only in waters ~~shallower than 20 fathoms in depth as described by general shoreward of lines approximating the 30 fathom depth contour lines, defined by connecting the set of 30 fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G)~~.

(3) ~~December~~ September 2 through ~~December 31~~ September 16 through ~~December 31~~: Open for all species, ~~except for lingcod, only in waters shallower than 20 fathoms in depth as described by general depth contour lines.~~ Lingcod may not be taken or possessed. Closed.

(c) Special exceptions to subsection (b) above:

(1) "Other Flatfish" as defined in subsection 1.91(a)(10), which include Pacific sanddabs, may be taken or possessed in all depths all year, ~~except that when fishing in times or areas closed under subsection (b) above, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

(2) Leopard shark may be taken or possessed in Humboldt Bay all year.

(3) When angling from shore (includes beaches, banks, piers, jetties, breakwaters, docks, and other man-made structures connected to the shore), all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March and December. No vessel or watercraft (motorized or non-motorized) may be used to assist in taking or possessing these species while angling from shore under this provision.

(4) When diving or spearfishing, as authorized in Section 28.90, all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March, and December. Except for spearfishing gear, all other types of fishing gear are prohibited to be aboard the vessel or watercraft (motorized or non-motorized) while spearfishing for the purpose of taking or possessing these species under this provision.



Regulatory Language for the January 22, 2009 Notice.

**Comments will only be accepted on the shaded changes.**

NOTE: Authority cited: Sections 200, 202, and 205 and 702, Fish and Game Code.  
Reference: Sections 200, 202, and 205 and 1802, Fish and Game Code; and 50 CFR  
Part 660, Subpart G, 50 CFR 660.384, and 14 CCR 27.20.

Section 27.30, Title 14, CCR, is amended to read:

**§ 27.30. North-Central North of Point Arena Groundfish Management Area.**

This Section applies to take and possession of all 90 species of federally-managed groundfish, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos* in the North-Central North of Point Arena Groundfish Management Area. Federal groundfish include, but are not limited to, rockfish, cabezon, lingcod, California scorpionfish, kelp greenling, and some species of sharks, skates and flatfish. For specific definitions, applicability, and procedures, see sections 1.91 and 27.20. For size limits, possession limits, and other regulations that apply to individual species, see specific sections beginning with Section 27.60.

(a) The North-Central North of Point Arena Groundfish Management Area means ocean waters between 40° 10' N. lat. (near Cape Mendocino, Humboldt County) and 37° 41' N. lat. (at Pigeon Point, San Mateo County) 38° 57.50' N. lat (at Point Arena, Mendocino County).

(b) Seasons, depth constraints, and special closure areas (except as provided in (c) below):

(1) January 1 through ~~May 31~~ May 14: Closed.

(2) ~~June 1~~ May 15 through ~~November 1~~ September 1 ~~August 15~~: Open for all species only in waters shallower than 20 fathoms in depth as described by general shoreward of lines approximating the 30 fathom depth contour lines, defined by connecting the set of 30 fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G).

(3) ~~December 1~~ September 2 through ~~December 31~~ August 16 through December 31: Closed.

~~(4) Farallons Closure Area: Waters shallower than 10 fathoms in depth as described by general depth contour lines around the Farallon Islands (off San Francisco and San Mateo counties), including Southeast Farallon Island, Middle Farallon Island, North Farallon Island and Noon Day Rock are closed to fishing for these species at all times. Special exceptions provided for "other flatfish" in subsection (c)(1), shore based angling in subsection (c)(3) and spearfishing/diving in subsection (c)(4) below do not apply in this closure area.~~

~~(5) Cordell Bank Closure Area: Waters of the Cordell Bank (off Marin County) shallower than 100 fathoms in depth as approximated by the 100 fathom depth contour that is defined by connecting the set of 100 fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G), is closed to fishing for these species at all times. Special exceptions provided for "other flatfish" in sub-section (c)(1) below apply in this closure area. Special exceptions provided for shore based angling in subsection (c)(3) and spearfishing/diving in subsection (c)(4) below do not apply in this closure area.~~

(c) Special exceptions to subsection (b) above:

Regulatory Language for the January 22, 2009 Notice.

**Comments will only be accepted on the shaded changes.**

(1) "Other Flatfish" as defined in subsection 1.91(a)(10), which include Pacific sanddabs, may be taken or possessed in all depths all year, ~~except that when fishing in times or areas closed under subsection (b) above, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(2) Leopard shark may be taken or possessed in Drake's Estero Bay, Bolinas Bay, Tomales Bay, Bodega Harbor, and San Francisco Bay all year.~~

~~(3)~~(2) When angling from shore (includes beaches, banks, piers, jetties, breakwaters, docks, and other man-made structures connected to the shore), all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March and December. No vessel or watercraft (motorized or non-motorized) may be used to assist in taking or possessing these species while angling from shore under this provision.

~~(4)~~(3) When diving or spearfishing, as authorized in Section 28.90, all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March, and December. Except for spearfishing gear, all other types of fishing gear are prohibited to be aboard the vessel or watercraft (motorized or non-motorized) while spearfishing for the purpose of taking or possessing these species under this provision.

NOTE: Authority cited: Sections 200, 202, ~~and 205~~ and 702, Fish and Game Code. Reference: Sections 200, 202, ~~and 205~~ and 1802, Fish and Game Code; ~~and 50 CFR Part 660, Subpart G, 50 CFR 660.384, and 14 CCR 27.20.~~

Section 27.32, Title 14, CCR, is added to read:

**§ 27.32. North-Central South of Point Arena Groundfish Management Area.**

This Section applies to take and possession of all 90 species of federally-managed groundfish, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos* in the North-Central South of Point Arena Groundfish Management Area. Federal groundfish include, but are not limited to, rockfish, cabezon, lingcod, California scorpionfish, kelp greenling, and some species of sharks, skates and flatfish. For specific definitions, applicability, and procedures, see sections 1.91 and 27.20. For size limits, possession limits, and other regulations that apply to individual species, see specific sections beginning with Section 27.60.

(a) The North-Central South of Point Arena Groundfish Management Area means ocean waters between 38° 57.50' N. lat. (at Point Arena, Mendocino County) and 37° 11' N. lat. (at Pigeon Point, San Mateo County).

(b) Seasons, depth constraints, and special closure areas (except as provided in (c) below):

(1) January 1 through May 31 June 12: Closed.

(2) ~~June 1 June 13 through November 30~~ October 31: Open for all species only in waters shallower than 20 fathoms in depth as described by general depth contour

Regulatory Language for the January 22, 2009 Notice.

**Comments will only be accepted on the shaded changes.**

lines shoreward of lines approximating the 30-fathom depth contour, defined by connecting the set of 30-fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G).

(3) November 1 through December 31: Closed.

(4) Farallons Closure Area: Waters shallower than 10 fathoms in depth as described by general depth contour lines around the Farallon Islands (off San Francisco and San Mateo counties), including Southeast Farallon Island, Middle Farallon Island, North Farallon Island and Noon Day Rock are closed to fishing for these species at all times. Special exceptions provided for "other flatfish" in subsection (c)(1), shore-based angling in subsection (c)(3) and spearfishing/diving in subsection (c)(4) below do not apply in this closure area.

(5) Cordell Bank Closure Area: Waters of the Cordell Bank (off Marin County) shallower than 100 fathoms in depth as approximated by the 100-fathom depth contour that is defined by connecting the set of 100-fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G), isare closed to fishing for these species at all times. Special exceptions provided for "other flatfish" in sub-section (c)(1) below apply in this closure area. Special exceptions provided for shore-based angling in subsection (c)(3) and spearfishing/diving in subsection (c)(4) below do not apply in this closure area.

(c) Special exceptions to subsection (b) above:

(1) "Other Flatfish" as defined in subsection 1.91(a)(10), which include Pacific sanddabs, may be taken or possessed in all depths all year, except that when fishing in times or areas closed under subsection (b) above, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.

(2) Leopard shark may be taken or possessed in Drake's Estero Bay, Bolinas Bay, Tomales Bay, Bodega Harbor, and San Francisco Bay all year.

(3) When angling from shore (includes beaches, banks, piers, jetties, breakwaters, docks, and other man-made structures connected to the shore), all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March and December. No vessel or watercraft (motorized or non-motorized) may be used to assist in taking or possessing these species while angling from shore under this provision.

(4) When diving or spearfishing, as authorized in Section 28.90, all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March, and December. Except for spearfishing gear, all other types of fishing gear are prohibited to be aboard the vessel or watercraft (motorized or non-motorized) while spearfishing for the purpose of taking or possessing these species under this provision.

NOTE:

Authority cited: Sections 200, 202, 205 and 702, Fish and Game Code. Reference: Sections 200, 202, 205 and 1802, Fish and Game Code; 50 CFR Part 660, Subpart G; 50 CFR 660.384; and 14 CCR 27.20.

Regulatory Language for the January 22, 2009 Notice.  
**Comments will only be accepted on the shaded changes.**

Section 27.35, Title 14, CCR, is amended to read:

**§ 27.35. Monterey South-Central Groundfish Management Area.**

This Section applies to take and possession of all 90 species of federally-managed groundfish, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos* in the Monterey South-Central Groundfish Management Area. Federal groundfish include, but are not limited to, rockfish, cabezon, lingcod, California scorpionfish, kelp greenling, and some species of sharks, skates and flatfish. For specific definitions, applicability, and procedures, see sections 1.91 and 27.20. For size limits, possession limits, and other regulations that apply to individual species, see specific sections beginning with Section 27.60.

(a) The Monterey South-Central Groundfish Management Area means ocean waters between 37° 11' N. lat. (at Pigeon Point, San Mateo County) and 36° 00' N. lat. (near Lopez Point, Monterey County).

(b) Seasons and depth constraints (except as provided in (c) below):

(1) ~~January through April:~~ January 1 through April 30: Closed.

(2) ~~May through November:~~ May 1 through November 15: Open for all species only in waters shoreward of lines approximating the 40-fathom depth contour, defined by connecting the set of 40-fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G).

(3) ~~December:~~ Closed. November 16 through December 31: Closed.

(c) Special exceptions to subsection (b) above:

(1) "Other Flatfish" as defined in subsection 1.91(a)(10), which include Pacific sanddabs, may be taken or possessed in all depths all year, ~~except that when fishing in times or areas closed under subsection (b) above, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

(2) Leopard shark may be taken or possessed in Elkhorn Slough all year.

(3) When angling from shore (includes beaches, banks, piers, jetties, breakwaters, docks, and other man-made structures connected to the shore), all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March and December. No vessel or watercraft (motorized or non-motorized) may be used to assist in taking or possessing these species while angling from shore under this provision.

(4) When diving or spearfishing, as authorized in Section 28.90, all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March, and December. Except for spearfishing gear, all other types of fishing gear are prohibited to be aboard the vessel or watercraft (motorized or non-motorized) while spearfishing for the purpose of taking or possessing these species under this provision.

NOTE:

Authority cited: Sections 200, 202 and 205, Fish and Game Code. Reference: Sections 200, 202, and 205 and 1802, Fish and Game Code; ~~and 50 CFR Part 660, Subpart G. Subpart G; and 50 CFR 660.384.~~

**Regulatory Language for the January 22, 2009 Notice.  
Comments will only be accepted on the shaded changes.**

Section 27.40, Title 14, CCR, is amended to read:

**§ 27.40. Morro Bay South-Central Groundfish Management Area.**

This Section applies to take and possession of all 90 species of federally-managed groundfish, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos* in the Morro Bay South-Central Groundfish Management Area. Federal groundfish include, but are not limited to, rockfish, cabezon, lingcod, California scorpionfish, kelp greenling, and some species of sharks, skates and flatfish. For specific definitions, applicability, and procedures, see sections 1.91 and 27.20. For size limits, possession limits, and other regulations that apply to individual species, see specific sections beginning with Section 27.60.

(a) The Morro Bay South-Central Groundfish Management Area means ocean waters between 36° 00' N. lat. (near Lopez Point, Monterey County) and 34° 27' N. lat. (at Point Conception, Santa Barbara County).

(b) Seasons and depth constraints (except as provided in (c) below):

(1) ~~January through April: January 1 through April 30: Closed.~~

(2) ~~May through November: May 1 through November 15: Open for all species only in waters shoreward of lines approximating the 40-fathom depth contour, defined by connecting the set of 40-fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G)~~

(3) ~~December: Closed. November 16 through December 31: Closed.~~

(c) Special exceptions to subsection (b) above:

(1) "Other Flatfish" as defined in subsection 1.91(a)(10), which include Pacific sanddabs, may be taken or possessed in all depths all year, ~~except that when fishing in times or areas closed under subsection (b) above, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

(2) When angling from shore (includes beaches, banks, piers, jetties, breakwaters, docks, and other man-made structures connected to the shore), all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March and December. No vessel or watercraft (motorized or non-motorized) may be used to assist in taking or possessing these species while angling from shore under this provision.

(3) When diving or spearfishing, as authorized in Section 28.90, all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March, and December. Except for spearfishing gear, all other types of fishing gear are prohibited to be aboard the vessel or watercraft (motorized or non-motorized) while spearfishing for the purpose of taking or possessing these species under this provision.

NOTE:

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**Comments will only be accepted on the shaded changes.**

Authority cited: Sections 200, 202 and 205, Fish and Game Code. Reference: Sections 200, 202, ~~and 205 and 1802~~, Fish and Game Code; ~~and 50 CFR Part 660, Subpart G, Subpart G; and 50 CFR 660.384.~~

Section 27.45, Title 14, CCR, is amended to read:

**§ 27.45. Southern Groundfish Management Area.**

This Section applies to take and possession of all 90 species of federally-managed groundfish, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos* in the Southern Groundfish Management Area. Federal groundfish include, but are not limited to, rockfish, cabezon, lingcod, California scorpionfish, kelp greenling, and some species of sharks, skates and flatfish. For specific definitions, applicability, and procedures, see sections 1.91 and 27.20. For size limits, possession limits, and other regulations that apply to individual species, see specific sections beginning with Section 27.60.

(a) The Southern Groundfish Management Area means ocean waters between 34° 27' N. lat. (at Point Conception, Santa Barbara County) and the U.S./Mexico border, except for waters of the Cowcod Conservation Areas, which are specified in Section 27.50. The Cowcod Conservation Areas are not part of the Southern Groundfish Management Area.

(b) Seasons and depth constraints (except as provided in (c) below):

(1) ~~January and February: January 1 through the last day in February:~~ Closed, except California scorpionfish may be taken or possessed only in waters shoreward of lines approximating the 40-fathom depth contour, defined by connecting the set of 40-fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G).

(2) ~~March: March 1 through March 31:~~ Open for all species, except for lingcod, only in waters shoreward of lines approximating the 60-fathom depth contour, defined by connecting the set of 60-fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G). Lingcod may not be taken or possessed.

(3) ~~April through November: April 1 through November 30:~~ Open for all species only in waters shoreward of lines approximating the 60-fathom depth contour, defined by connecting the set of 60-fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G).

(4) ~~December: December 1 through December 31:~~ Open for all species, except for lingcod, only in waters shoreward of lines approximating the 60-fathom depth contour, defined by connecting the set of 60-fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G). Lingcod may not be taken or possessed.

(c) Special exceptions to subsection (b) above:

(1) "Other Flatfish" as defined in subsection 1.91(a)(10), which include Pacific sanddabs, may be taken or possessed in all depths all year, ~~except that when fishing in times or areas closed under subsection (b) above, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

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(2) Leopard shark may be taken or possessed in Newport Bay, Alamitos Bay, Mission Bay, and San Diego Bay all year.

(3) When angling from shore (includes beaches, banks, piers, jetties, breakwaters, docks, and other man-made structures connected to the shore), all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March and December. No vessel or watercraft (motorized or non-motorized) may be used to assist in taking or possessing these species while angling from shore under this provision.

(4) When diving or spearfishing, as authorized in Section 28.90, all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March, and December. Except for spearfishing gear, all other types of fishing gear are prohibited to be aboard the vessel or watercraft (motorized or non-motorized) while spearfishing for the purpose of taking or possessing these species under this provision.

**NOTE:**

Authority cited: Sections 200, 202 and 205, Fish and Game Code. Reference: Sections 200, 202, ~~and 205~~ and 1802, Fish and Game Code; ~~and 50 CFR Part 660, Subpart G.~~ Subpart G; and 50 CFR 660.384.

Section 27.50, Title 14, CCR is amended to read:

**§ 27.50. Cowcod Conservation Areas.**

This Section applies to take and possession of all 90 species of federally-managed groundfish, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos* in the Cowcod Conservation Areas. The Cowcod Conservation Areas are special Groundfish Management Areas where sport fishing regulations for these species are designed to minimize interaction with cowcod. Federal groundfish include, but are not limited to, rockfish, cabezon, lingcod, California scorpionfish, kelp greenling, and some species of sharks, skates and flatfish. For specific definitions, applicability, and procedures, see sections 1.91 and 27.20. For size limits, possession limits, and other regulations that apply to individual species, see specific sections beginning with Section 27.60.

(a) The Cowcod Conservation Areas are defined as ocean waters off southern California within each of the following two areas. Area 1 is an area south of Point Conception that is bound by straight lines connecting the following points in the order listed:

33° 50' N. lat., 119° 30' W. long.;

33° 50' N. lat., 118° 50' W. long.;

32° 20' N. lat., 118° 50' W. long.;

32° 20' N. lat., 119° 37' W. long.;

33° 00' N. lat., 119° 37' W. long.;

33° 00' N. lat., 119° 53' W. long.;

33° 33' N. lat., 119° 53' W. long.;

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33° 33' N. lat., 119° 30' W. long.;

33° 50' N. lat., 119° 30' W. long.;

and Area 2 is a smaller area west of San Diego that is bound by straight lines connecting the following points in the order listed:

32° 42' N. lat., 118° 02' W. long.;

32° 42' N. lat., 117° 50' W. long.;

32° 36'42" N. lat., 117° 50' W. long.;

32° 30' N. lat., 117° 53'30" W. long.;

32° 30' N. lat., 118° 02' W. long.;

32° 42' N. lat., 118° 02' W. long.;~~long.~~

(b) Seasons and depth constraints (except as provided in (c) below):

(1) ~~January and February~~; January 1 through the last day in February: Closed, except California scorpionfish may be taken or possessed only in waters shallower than 20 fathoms in depth, as described by general depth contour lines.

(2) ~~March~~; March 1 through March 31: Open for only the species or species groups listed in (A) through (F) below, and only in waters shallower than 20 fathoms in depth as described by general depth contour lines.

(A) Nearshore rockfish, as defined in subsection 1.91(a)(1)

(B) Cabezon

(C) California scorpionfish

(D) Greenlings of the genus *Hexagrammos*

(E) California sheephead

(F) Ocean whitefish

(3) ~~April through November~~; April 1 through November 30: Open for only the species or species groups listed in (A) through (G) below, and only in waters shallower than 20 fathoms in depth as described by general depth contour lines.

(A) Nearshore rockfish, as defined in subsection 1.91(a)(1)

(B) Cabezon

(C) California scorpionfish

(D) Greenlings of the genus *Hexagrammos*

(E) California sheephead

(F) Ocean whitefish

(G) Lingcod

(4) ~~December~~; December 1 through December 31: Open for only the species or species groups listed in (A) through (F) below, and only in waters shallower than 20 fathoms in depth as described by general depth contour lines.

(A) Nearshore rockfish, as defined in subsection 1.91(a)(1)

(B) Cabezon

(C) California scorpionfish

(D) Greenlings of the genus *Hexagrammos*

(E) California sheephead

(F) Ocean whitefish

(c) Special exceptions to subsection (b) above:



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(1) "Other Flatfish" as defined in subsection 1.91(a)(10), which include Pacific sanddabs, may be taken or possessed in all depths all year, ~~except that when fishing in times or areas closed under subsection (b) above, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

(2) When angling from shore (includes beaches, banks, piers, jetties, breakwaters, docks, and other man-made structures connected to the shore), only the species identified in (b)(3) above may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March and December. No vessel or watercraft (motorized or non-motorized) may be used to assist in taking or possessing these species while angling from shore under this provision.

(3) When diving or spearfishing, as authorized in Section 28.90, only the species identified in (b)(3) above may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March, and December. Except for spearfishing gear, all other types of fishing gear are prohibited to be aboard the vessel or watercraft (motorized or non-motorized) while spearfishing for the purpose of taking or possessing these species under this provision.

**NOTE:**

Authority cited: Sections 200, 202 and 205, Fish and Game Code. Reference: Sections 200, 202, and 205 and 1802, Fish and Game Code; ~~and 50 CFR Part 660, Subpart G.~~ Subpart G; and 50 CFR 660.384; and 14 CCR 27.20.

Section 27.51, Title 14, CCR is amended to read:

**§ 27.51. California Rockfish Conservation Area.**

California Rockfish Conservation Area (CRCA) means the ocean waters that are closed to recreational groundfish fishing at specified times, or closed in specified depths or areas. CRCAs serve to minimize interaction with particular species of overfished groundfish that cannot be selectively avoided and thus must be protected from overharvest by closing times, depths or areas to recreational fishing for all federally-managed groundfish and associated species (limited to California sheephead, greenlings of the ~~genus~~ genus *Hexagrammos*, and ocean whitefish) managed by California. See Section 27.20.

(a) In the CRCA, take and possession is prohibited for all 90 species of federally-managed groundfish as defined in Section 1.91. These species include but are not limited to rockfish, cabezon, lingcod, California scorpionfish, kelp greenling, and some species of sharks, skates and flatfish. Take and possession of California sheephead, ocean whitefish, and all greenlings of the ~~genus~~ genus *Hexagrammos*, which are state-managed species known to associate with federal groundfish, is also prohibited.

(b) This regulation does not apply in cases where these species are possessed aboard ~~a vessels~~ vessel in transit with no fishing gear deployed in the water.

Regulatory Language for the January 22, 2009 Notice.  
**Comments will only be accepted on the shaded changes.**

NOTE:

Authority: Section 205, Fish and Game Code. Reference: Sections 200, 202 and 215, Fish and Game Code; and 50 CFR Part 660, Subpart G.

Section 28.26, Title 14, CCR, is amended to read:

**§ 28.26. California Sheephead.**

(a) Open areas, seasons, and depth constraints: See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December 1~~ September 1 ~~September 15~~, in waters shallower than ~~30~~ 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November 1~~ September 1 ~~August 15~~, in waters shallower than ~~30~~ 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31, in waters shallower than ~~20~~ 30 fathoms.

~~(3)~~ (4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ 15, in waters shallower than 40 fathoms.

~~(4)~~ (5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ 15, in waters shallower than 40 fathoms.

~~(5)~~ (6) **Southern Groundfish Management Area:** Open March 1 through ~~December 31~~, in waters shallower than 60 fathoms.

~~(6)~~ (7) **Cowcod Conservation Areas:** Open March 1 through ~~December 31~~, in waters shallower than 20 fathoms.

(b) **Limit:** Five.

(c) **Minimum size:** 12 inches total length.

(d) Fishing rules for California sheephead may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for this species made under the authority of subsection 27.20(e) or Section 52.10. Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: ~~www.dfg.ca.gov/mrd/~~ www.dfg.ca.gov/marine/, or by calling (831) 649-2801 for recorded information, or by contacting a department office.

NOTE: Authority cited: Sections 200, 202, ~~702~~ 7071 and 8587.1, Fish and Game Code. Reference: Sections 205, ~~1802~~ 7071 and 8586, Fish and Game Code; 50 CFR Part 660, Subpart G; 50 CFR 660.384, and 14 CCR 27.20.

Section 28.27, Title 14, CCR, is amended to read:

Regulatory Language for the January 22, 2009 Notice.

**Comments will only be accepted on the shaded changes.**

**§ 28.27. Lingcod.**

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~November 30~~ September 15, in waters shallower than ~~30~~ 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November 30~~ September 1 August 15, in waters shallower than ~~30~~ 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31, in waters shallower than ~~20~~ 30 fathoms.

~~(3)~~(4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

(4)(5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(5)~~(6) **Southern Groundfish Management Area:** Open April 1 through November 30, in waters shallower than 60 fathoms.

~~(6)~~(7) **Cowcod Conservation Areas:** Open April 1 through November 30, in waters shallower than 20 fathoms.

(b) **Limit:** Two.

(c) **Minimum size:** 24 inches total length.

(d) **Method of take:** Not more than two hooks and one line. For purposes of this section, a hook is a single hook, or double or treble hook with multiple points connected to a common shank.

(e) Fishing rules for lingcod may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for this species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: [www.dfg.ca.gov/mrd/](http://www.dfg.ca.gov/mrd/) [www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling (831) 649-2801 for recorded information, or by contacting a department office.

NOTE: Authority cited: Sections 200, 202, 220, ~~702~~ and 8587.1, Fish and Game Code. Reference: Sections 205, ~~1802~~ and 8586, Fish and Game Code; ~~and~~ 50 CFR Part 660, Subpart G, ~~50 CFR 660.384~~, and ~~14 CCR 27.20~~.

Section 28.28, Title 14, CCR, is amended to read:

**§ 28.28. Cabezon.**

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

Regulatory Language for the January 22, 2009 Notice.

**Comments will only be accepted on the shaded changes.**

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December 30~~ September 1 ~~September 15~~, in waters shallower than ~~30~~ 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November 30~~ September 1 ~~August 15~~, in waters shallower than ~~30~~ 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31, in waters shallower than ~~20~~ 30 fathoms.

(3)(4) **Monterey South-Central Groundfish Management Area:** Open ~~May 1~~ through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

(4)(5) **Morro Bay South-Central Groundfish Management Area:** Open ~~May 1~~ through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

(5)(6) **Southern Groundfish Management Area:** Open ~~March 1~~ through ~~December 31~~, in waters shallower than 60 fathoms.

(6)(7) **Cowcod Conservation Areas:** Open ~~March 1~~ through ~~December 31~~, in waters shallower than 20 fathoms.

(b) **Limit:** ~~One fish~~ Two Fish, within a Rockfish, Cabezon, and Greenling complex (RCG complex, as defined in Section 1.91) bag limit of 10 fish.

(c) **Minimum size:** 15 inches total length.

(d) Fishing rules for cabezon may be changed during the year or in-season by the department under the authority of subsection 27.20(e) or Section 52.10. The department will provide a news release notifying the public 10 calendar days in advance of a change for this species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: ~~www.dfg.ca.gov/mrd/~~ www.dfg.ca.gov/marine/, or by calling (831) 649-2801 for recorded information, or by contacting a department office.

NOTE: Authority cited: Sections 200, 202, ~~220, 702~~, 7071 and 8587.1, Fish and Game Code. Reference: Sections 205, ~~240, 1302~~, 7071 and 8586, Fish and Game Code; ~~and~~ 50 CFR Part 660, Subpart G ~~50 CFR 660.384~~ and ~~14 CCR 27.20~~.

Section 28.29, Title 14, CCR, is amended to read:

**§ 28.29. Kelp Greenling. Rock Greenling.**

(a) Open areas, seasons, and depth constraints for greenlings of the genus *Hexagrammos* (including kelp and rock greenlings): See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December 30~~ September 1 ~~September 15~~, in waters shallower than ~~30~~ 20 fathoms.

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**Comments will only be accepted on the shaded changes.**

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November~~ September 1 ~~August 15~~, in waters shallower than ~~30~~ 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31, in waters shallower than ~~20~~ 30 fathoms.

~~(3)~~(4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(4)~~(5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(5)~~(6) **Southern Groundfish Management Area:** Open March 1 through ~~December 31~~, in waters shallower than 60 fathoms.

~~(6)~~(7) **Cowcod Conservation Areas:** Open March 1 through ~~December 31~~, in waters shallower than 20 fathoms.

(b) **Limit:** For greenlings of the genus *Hexagrammos*, within a Rockfish, Cabezon, and Greenling complex (RCG complex, as defined in Section 1.91) bag limit of 10 fish, two fish.

(c) **Minimum size:** 12 inches total length.

(d) Fishing rules for greenlings of the genus *Hexagrammos* may be changed during the year or in-season by the department under the authority of subsection 27.20(e) or Section 52.10. The department will provide a news release notifying the public 10 calendar days in advance of a change for these species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at:

~~www.dfg.ca.gov/mrd/~~ www.dfg.ca.gov/marine/, or by calling (831) 649-2801 for recorded information, or by contacting a department office.

NOTE: Authority cited: Sections 200, 202, ~~702~~ 7071 and 8587.1, Fish and Game Code. Reference: Sections 205, 210, ~~1802~~ 7071 and 8586, Fish and Game Code; ~~and~~ 50 CFR Part 660, Subpart G ~~50 CFR 660.384~~, and 14 CFR 27.20.

Section 28.48, Title 14, CCR, is amended to read:

**§ 28.48. Pacific Sanddab, Rock Sole, Sand Sole, Butter Sole, Curlfin Sole, Rex Sole, and Flathead Sole.**

Pacific sanddab, rock sole, sand sole, butter sole, curlfin sole, rex sole, and flathead sole are federal groundfish, as defined in Section 1.91, and thus are subject to special regulations as follows. These species are also known in the aggregate as "other flatfish" pursuant to subsection 1.91(a)(10). Regulations of this Section do not apply to other species of sanddabs, flounders, or sole.

(a) **Open areas, seasons, and depth constraints:** See ~~Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions.~~ Take and possession is authorized as follows: Open year-round.

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~~(1) Northern Groundfish Management Area: Open year round, except gear restrictions apply as follows:~~

~~(A) January 1 through April 30—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(B) May 1 through December September 1—In waters deeper than 30 fathoms, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(C) September 2 through December 31—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(2) North-Central North of Point Arena Groundfish Management Area: Open year round, except gear restrictions apply as follows:~~

~~(A) January 1 through May 31—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(B) June 1 through November September 1—In waters deeper than 30 fathoms, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(C) December September 2 through December 31—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(3) North-Central South of Point Arena Groundfish Management Area: Open year round, except gear restrictions apply as follows:~~

~~(A) January 1 through May 31—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(B) June 1 through November 30—In waters deeper than 20 fathoms, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(C) December—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(3)(4) Monterey South-Central Groundfish Management Area: Open year round, except gear restrictions apply as follows:~~

~~(A) January 1 through April 30—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

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~~-(B) May 1 through November 30—In waters deeper than 40 fathoms, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~-(C) December—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(4)(5) **Morro Bay South-Central Groundfish Management Area:** Open year round, except gear restrictions apply as follows:~~

~~-(A) January 1 through April 30—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~-(B) May 1 through November 30—In waters deeper than 40 fathoms, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~-(C) December—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(5)(6) **Southern Groundfish Management Area:** Open year round, except gear restrictions apply as follows:~~

~~-(A) January 1 through the last day of and February—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~-(B) March 1 through December 31—In waters deeper than 60 fathoms, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(6)(7) **Cowcod Conservation Areas:** Open year round, except gear restrictions apply as follows:~~

~~-(A) January 1 through the last day of and February—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~-(B) March 1 through December 31—In waters deeper than 20 fathoms, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

(b) Fishing rules for Pacific sanddab, rock sole, sand sole, butter sole, curlfin sole, rex sole, and flathead sole may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for these species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the

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current rules before fishing. The latest fishing rules may be found on the department's website at: ~~www.dfg.ca.gov/mre/~~ www.dfg.ca.gov/marine/ or by calling (831) 649-2801 for recorded information, or by contacting a department office.

(c) **Limit:** There is no limit on Pacific sanddab. The general bag limit of not more than 20 finfish in combination of all species with not more than 10 of any one species applies to rock sole, sand sole, butter sole, curlfin sole, rex sole, and flathead sole.

NOTE: Authority cited: Sections 200, 202, ~~and 205 and 702~~, Fish and Game Code. Reference: Sections 200, 202, ~~and 205 and 1802~~, Fish and Game Code; and 50 CFR Part 660, Subpart G, ~~50 CFR 660.384, and 14 CCR 27.20.~~

Section 28.49, Title 14, CCR, is amended to read:

**§ 28.49. Dover Sole, English Sole, Petrale Sole, Arrowtooth Flounder, and Starry Flounder.**

Dover sole, English sole, Petrale sole, arrowtooth flounder and starry flounder are federal groundfish, as defined in Section 1.91, and thus are subject to special regulations as follows. Regulations of this Section do not apply to other species of flounders or sole.

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December 30~~ September 15, in waters shallower than ~~30~~ 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November 30~~ September 15, in waters shallower than ~~30~~ 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31, in waters shallower than ~~20~~ 30 fathoms.

~~(3)~~(4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(4)~~(5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(5)~~(6) **Southern Groundfish Management Area:** Open March 1 through ~~December 31~~, in waters shallower than 60 fathoms.

~~(6)~~(7) **Cowcod Conservation Areas:** Closed.

(b) Fishing rules for Dover sole, English sole, Petrale sole, arrowtooth flounder and starry flounder may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for these species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's



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website at: ~~www.dfg.ca.gov/mrd/~~ [www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling (831) 649-2801 for recorded information, or by contacting a department office.

(c) **Limit:** There is no limit on Petrale sole or starry flounder. The general bag limit of not more than 20 finfish in combination of all species with not more than 10 of any one species applies to Dover sole, English sole, and arrowtooth flounder.

NOTE: Authority cited: Sections 200, 202, ~~and 205 and 702~~, Fish and Game Code. Reference: Sections 200, 202, ~~and 205 and 1802~~, Fish and Game Code; ~~and 50 CFR Part 660, Subpart G, 50 CFR 660.384, and 14 CCR 27.20.~~

Section 28.51, Title 14, CCR, is amended to read:

**§ 28.51. Spiny Dogfish, Soupfin Shark.**

Spiny dogfish and soupfin shark are federal groundfish, as defined in Section 1.91, and thus are subject to special regulations as follows.

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December 30~~ September 1 ~~September 15~~, in waters shallower than ~~30~~ 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 4~~ May 15 through ~~November 30~~ September 4 ~~August 15~~, in waters shallower than ~~30~~ 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 4~~ June 13 through ~~November 30~~ October 31, in waters shallower than ~~20~~ 30 fathoms.

~~(3)~~(4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(4)~~(5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(5)~~(6) **Southern Groundfish Management Area:** Open March 1 through ~~December 31~~, in waters shallower than 60 fathoms.

~~(6)~~(7) **Cowcod Conservation Areas:** Closed.

(b) Fishing rules for spiny dogfish and soupfin shark may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for these species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: ~~www.dfg.ca.gov/mrd/~~ [www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling (831) 649-2801 for recorded information, or by contacting a department office.

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(c) **Limit:** Soupfin shark - one. The general bag limit of not more than 20 finfish in combination of all species with not more than 10 of any one species applies to spiny dogfish.

NOTE: Authority cited: Sections 200, 202, ~~and 205~~ and 702, Fish and Game Code. Reference: Sections 200, 202, ~~and 205 and 1802~~, Fish and Game Code; ~~and 50 CFR Part 660, Subpart G, 50 CFR 660.384-660.385, and 14 CCR 27.20.~~

Section 28.52, Title 14, CCR, is amended to read:

**§ 28.52. Big Skates, California Skates, and Longnose Skates.**

Big skates, California skates, and longnose skates are federal groundfish, as defined in Section 1.91, and thus are subject to special regulations as follows. Regulations in this Section do not apply to other skate species.

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December 1~~ September 15, in waters shallower than ~~30~~ 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November 1~~ August 15, in waters shallower than ~~30~~ 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31, in waters shallower than ~~20~~ 30 fathoms.

~~(3)~~ (4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(4)~~ (5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(5)~~ (6) **Southern Groundfish Management Area:** Open March 1 through ~~December 31~~, in waters shallower than 60 fathoms.

~~(6)~~ (7) **Cowcod Conservation Areas:** Closed.

(b) Fishing rules for big skates, California skates, and longnose skates may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for these species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: ~~www.dfg.ca.gov/mrd/~~ www.dfg.ca.gov/marine/, or by calling (831) 649-2801 for recorded information, or by contacting a department office.

(c) **Limit:** The general bag limit of not more than 20 finfish in combination of all species with not more than 10 of any one species applies to big skates, California skates, and longnose skates.

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NOTE: Authority cited: Sections 200, 202, ~~and 205 and 702~~, Fish and Game Code.  
Reference: Sections 200, 202, ~~and 205 and 1802~~, Fish and Game Code; ~~and 50 CFR~~  
Part 660, Subpart G, ~~50 CFR 660.384-660.382; and 14 CFR 27.20.~~

Section 28.53, Title 14, CCR, is amended to read:

**§ 28.53. Ratfish, Rattails and Codlings.**

Ratfish, Pacific rattail and finescale codling are federal groundfish, as defined in Section 1.91, and thus are subject to special regulations as follows. Regulations in this Section do not apply to other rattail or codling species.

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December~~ September 1 ~~September 15~~, in waters shallower than ~~30~~ 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November~~ September 1 ~~August 15~~, in waters shallower than ~~30~~ 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31, in waters shallower than ~~20~~ 30 fathoms.

~~(3)~~ (4) **Monterey South-Central Groundfish Management Area:** Open ~~May 1~~ through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(4)~~ (5) **Morro Bay South-Central Groundfish Management Area:** Open ~~May 1~~ through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(5)~~ (6) **Southern Groundfish Management Area:** Open ~~March 1~~ through ~~December 31~~, in waters shallower than 60 fathoms.

~~(6)~~ (7) **Cowcod Conservation Areas:** Closed.

(b) Fishing rules for ratfish, Pacific rattail and finescale codling may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for these species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: ~~www.dfg.ca.gov/mrd/~~ www.dfg.ca.gov/marine/, or by calling (831) 649-2801 for recorded information, or by contacting a department office.

(c) **Limit:** The general bag limit of not more than 20 finfish in combination of all species with not more than 10 of any one species applies to ratfish, Pacific rattail and finescale codling.

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NOTE: Authority cited: Sections 200, 202, ~~and 205 and 702~~, Fish and Game Code. Reference: Sections 200, 202, ~~and 205 and 1802~~, Fish and Game Code; ~~and 50 CFR Part 660, Subpart G, 50 CFR 660.384, and 14 CCR 27.20.~~

Section 28.54, Title 14, CCR, is amended to read:

**§ 28.54. California Scorpionfish (Sculpin).**

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December 30~~ September 15, in waters shallower than ~~30~~ 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November 30~~ September 15, in waters shallower than ~~30~~ 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31, in waters shallower than ~~20~~ 30 fathoms.

~~(3)~~ (4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(4)~~ (5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(5)~~ (6) **Southern Groundfish Management Area:** Open January 1 through the last day in ~~and~~ February in waters shallower than 40 fathoms, and March 1 through December 31 in waters shallower than 60 fathoms.

~~(6)~~ (7) **Cowcod Conservation Areas:** Open January 1 through December 31, in waters shallower than 20 fathoms.

(b) **Limit:** Five.

(c) **Minimum size:** 10 inches total length.

(d) Fishing rules for California scorpionfish may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for this species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: ~~www.dfg.ca.gov/mrd/~~ www.dfg.ca.gov/marine/ or by calling (831) 649-2801 for recorded information, or by contacting a department office.

NOTE: Authority cited: Sections 200, 202, ~~205, 702~~, 7071 and 8587.1, Fish and Game Code. Reference: Sections ~~200, 202, 205, 210, 220, 1802~~, 7071 and 8586, Fish and Game Code; ~~and 50 CFR Part 660, Subpart G, 50 CFR 660.384, and 14 CCR 27.20.~~

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Section 28.55, Title 14, CCR, is amended to read:

**§ 28.55. Rockfish (Sebastes).**

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December 30~~ September 15, in waters shallower than ~~30~~ 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November 30~~ September 15, in waters shallower than ~~30~~ 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31, in waters shallower than ~~20~~ 30 fathoms.

~~(3)~~(4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(4)~~(5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(5)~~(6) **Southern Groundfish Management Area:** Open March 1 through ~~December 31~~, in waters shallower than 60 fathoms.

~~(6)~~(7) **Cowcod Conservation Areas:** Open March 1 through ~~December 31~~, in waters shallower than 20 fathoms, except that only Nearshore Rockfish, as defined in subsection 1.91(a)(1) may be taken and possessed.

(b) **Limit:** Ten, within the Rockfish, Cabezon, and Greenling complex (RCG complex, as defined in Section 1.91) bag limit of 10 fish, in any combination of species, except as provided below.

(1) The limit on bronzespotted rockfish, canary rockfish, cowcod, and yelloweye rockfish is zero. These species shall not be taken or possessed as part of the RCG limit.

(2) ~~In the Northern Groundfish Management Area (see Section 27.25), the~~ The limit on bocaccio rockfish is two fish, within the RCG limit.

~~(3) In the North-Central North of Point Arena, North-Central South of Point Arena, Monterey South-Central, Morro Bay South-Central, and Southern Groundfish Management Areas (see sections 27.30 through 27.45), the~~ limit on bocaccio rockfish is one fish, within the RCG limit.

~~(4)~~(3) In the Cowcod Conservation Areas (see Section 27.50), the limit on bocaccio and other shelf and slope rockfish, as defined in subsections 1.91(a)(3) and 1.91(a)(4), is zero. These species shall not be taken or possessed as part of the RCG limit in this Management Area the Cowcod Conservation Areas.

(c) **Size limit:** None, except no bocaccio may be taken or possessed that is less than 10 inches in total length.

(d) **Method of take:** Not more than two hooks and one line. For purposes of this section, a hook is a single hook, or a double or treble hook with multiple points connected to a common shank.

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(e) Fishing rules for rockfish may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for these species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: [www.dfg.ca.gov/mrd/](http://www.dfg.ca.gov/mrd/) [www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling (831) 649-2801 for recorded information, or by contacting a department office.

NOTE: Authority cited: Sections 200, 202, 205, 215, 220, 702, 7071 and 8587.1, Fish and Game Code. Reference: Sections 200, 202, 205, 215, 220, 1802, 7071 and 8585.5, Fish and Game Code, 50 CFR Part 660, Subpart G, 50 CFR 660.384, and 14 CCR 27.20.

Section 28.56, Title 14, CCR, is amended to read:

**§ 28.56. Leopard Shark.**

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December 31~~ September 1 ~~September 15~~ in waters shallower than ~~30~~ 20 fathoms, except that take and possession is authorized year-round in Humboldt Bay.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November 30~~ September 1 ~~August 15~~, in waters shallower than ~~30~~ 20 fathoms, except that take and possession is authorized year-round in ~~Drake's Estero Bay, Bolinas Bay, Tomales Bay, Bodega Harbor, and San Francisco Bay.~~

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31, in waters shallower than ~~20~~ 30 fathoms, except that take and possession is authorized year-round in ~~Drake's Estero Bay, Bolinas Bay, Tomales Bay, Bodega Harbor, and San Francisco Bay.~~

~~(3)~~(4) **Monterey South-Central Groundfish Management Area:** Open ~~May 1~~ through ~~November 30~~ November 15, in waters shallower than 40 fathoms, except that take and possession is authorized year-round in Elkhorn Slough.

~~(4)~~(5) **Morro Bay South-Central Groundfish Management Area:** Open ~~May 1~~ through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(5)~~(6) **Southern Groundfish Management Area:** Open ~~March 1~~ through ~~December 31~~, in waters shallower than 60 fathoms, except that take and possession is authorized year-round in Newport Bay, Alamitos Bay, Mission Bay, and San Diego Bay.

~~(6)~~(7) **Cowcod Conservation Areas:** Open ~~March 1~~ through ~~December 31~~, in waters shallower than ~~20~~ fathoms. Closed.

(b) **Limit:** three.

(c) **Minimum size:** 36 inches total length.

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(d) Fishing rules for leopard shark may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for this species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: ~~www.dfg.ca.gov/mrd/~~ ~~www.dfg.ca.gov/marine/~~ or by calling (831) 649-2801 for recorded information, or by contacting a department office.

NOTE: Authority cited: Sections 200, 202, 205, ~~and 210 and 702~~, Fish and Game Code. Reference: Sections 200, 202, 205, 206, ~~and 210 and 1802~~, Fish and Game Code; 50 CFR Part 660 Subpart G: ~~50 CFR 660.384, and 14 CCR 27.20.~~

Section 28.57, Title 14, CCR, is amended to read:

**§ 28.57. Pacific Cod, Pacific Whiting, Sablefish, and Thornyheads.**

Pacific cod, Pacific whiting, sablefish, longspine thornyhead, and shortspine thornyhead are federal groundfish, as defined in Section 1.91, and thus are subject to special regulations as follows.

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December~~ September 1 ~~September 15~~ in waters shallower than ~~30~~ 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November~~ September 1 ~~August 15~~, in waters shallower than ~~30~~ 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31, in waters shallower than ~~20~~ 30 fathoms.

~~(3)~~ (4) **Monterey South-Central Groundfish Management Area:** Open ~~May 1~~ May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(4)~~ (5) **Morro Bay South-Central Groundfish Management Area:** Open ~~May 1~~ May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(5)~~ (6) **Southern Groundfish Management Area:** Open ~~March 1~~ March 1 through ~~December 31~~, in waters shallower than 60 fathoms.

~~(6)~~ (7) **Cowcod Conservation Areas:** Closed.

(b) Fishing rules for Pacific cod, Pacific whiting, sablefish, longspine thornyhead, and shortspine thornyhead may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for these species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's

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website at: ~~www.dfg.ca.gov/mrd/~~ ~~www.dfg.ca.gov/marine/~~, or by calling (831) 649-2801 for recorded information, or by contacting a department office.

(c) **Limit:** The general bag limit of not more than 20 finfish in combination of all species with not more than 10 of any one species applies to Pacific cod, Pacific whiting, sablefish, longspine thornyhead, and shortspine thornyhead.

NOTE: Authority cited: Sections 200, 202, ~~and 205~~ and 702, Fish and Game Code. Reference: Sections 200, 202, ~~and 205~~ and 1802, Fish and Game Code; ~~and 50 CFR Part 660, Subpart G, 50 CFR 660.384, and 14 CCR 27.20.~~

Section 28.58, Title 14, CCR, is amended to read:

**§ 28.58. Ocean Whitefish.**

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December 31~~ September 1 ~~September 15~~, in waters shallower than ~~30~~ 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November 30~~ September 1 ~~August 15~~, in waters shallower than ~~30~~ 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31 in waters shallower than ~~20~~ 30 fathoms.

~~(3)~~ (4) **Monterey South-Central Groundfish Management Area:** Open ~~May 1~~ May 1 through ~~November 30~~ November 15 in waters shallower than 40 fathoms.

~~(4)~~ (5) **Morro Bay South-Central Groundfish Management Area:** Open ~~May 1~~ May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

~~(5)~~ (6) **Southern Groundfish Management Area:** Open ~~March 1~~ March 1 through ~~December 31~~, in waters shallower than 60 fathoms.

~~(6)~~ (7) **Cowcod Conservation Areas:** Open ~~March 1~~ March 1 through ~~December 31~~, in waters shallower than 20 fathoms.

(b) Fishing rules for ocean whitefish may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for this species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: ~~www.dfg.ca.gov/mrd/~~ ~~www.dfg.ca.gov/marine/~~, or by calling (831) 649-2801 for recorded information, or by contacting a department office.

(c) **Limit:** The general bag limit of not more than 20 finfish in combination of all species with not more than 10 of any one species applies to ocean whitefish.



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**Comments will only be accepted on the shaded changes.**

NOTE: Authority cited: Sections 200, 202, 205, 210, 215, ~~and 220 and 702~~, Fish and Game Code. Reference: Sections 200, 202, 205, 206, 215, ~~and 220 and 1802~~, Fish and Game Code; 50 CFR Part 660, Subpart G; 50 CFR 660.384 and 14 CCR 27.20.

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## Regulatory Language

### **KEY:**

Single underline text indicates text proposed to be added in this rulemaking file

~~Strikeout text indicates text proposed to be deleted in this rulemaking file~~

Double-underlined text indicates substantive text that was added via emergency file 2008-0815-04E and which is proposed to be retained in this rulemaking file.

~~Double-strikeout text indicated substantive text that was deleted via emergency file 2008-0815-04E and which is proposed to be permanently removed in this rulemaking file.~~

~~Strikeout Double-underlined text indicates text that was added via emergency file 2008-0815-04E which is proposed to be deleted in this rulemaking file.~~

(Non-substantive text added via emergency file 2008-0815-04E is not highlighted in any manner, but rather is included as the currently effective language.)

Section 27.20, Title 14, CCR, is amended to read:

### **§ 27.20. Groundfish Management Areas, Seasons, Depths, Exceptions, and Fishery Closure/Rule Change Process Described.**

Regulations that follow in sections 27.25 through 27.50 define fishing seasons and depth constraints that are effective within each Groundfish Management Area. These sections apply to take and possession of all 90 species of federally-managed groundfish as defined in Section 1.91. (These species include but are not limited to rockfish, cabezon, lingcod, California scorpionfish, kelp greenling, and some species of sharks, skates and flatfish). Special closures and exceptions to these regulations are also specified. All regulations of sections 27.25 through 27.50 also apply for California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos*, which are state-managed species known to associate with federal groundfish.

~~(a) **Depth Constraints:** A depth constraint means that during the open season, the aforementioned species may only be taken or possessed in water depths shallower than the specified general depth contour lines, or alternatively, in waters shoreward of lines approximating a particular depth contour, defined by connecting the appropriate set of waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G).~~

(a) **Depth Constraints:** A depth constraint means that during the open season, the aforementioned species may only be taken or possessed in water depths shallower than the specified depth. Two specific definitions of "depth" apply off California. In waters shallower than 30 fathoms, "depth" is defined by general depth contour lines. In waters equal to or deeper than 30 fathoms, "depth" is defined by approximating a particular depth contour by connecting the appropriate set of waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G).

**(b) Open Season – Take, Possession and Transit:** During any open season in any Groundfish Management Area, in waters deeper than where fishing is authorized or within special closure areas established within a Groundfish Management Area, it is unlawful to take or possess the aforementioned species unless a special exception is

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provided. However, this regulation does not apply in cases where these species are possessed aboard a vessel/vessel in transit with no fishing gear deployed in the water.

**(c) Closed Season:** During any closed season in any Groundfish Management Area, it is unlawful to take or possess the aforementioned species regardless of depth, unless a special exception is provided.

**(d) California Rockfish Conservation Area:** Within any Groundfish Management Area, waters that are closed for these species during specified times and/or closed in specified depths shall be known as the California Rockfish Conservation Area. See Section 27.51.

**(e) Fishery closure and/or rule change:** When the department determines, based on the best available scientific information, that an annual harvest limit [optimum yield (OY), recreational harvest guideline, or recreational harvest target] established in regulation by the NOAA Fisheries (National Marine Fisheries Service) for any species of federally-managed groundfish or aggregate group of federal groundfish species has been exceeded or is projected to be exceeded prior to the end of the year or that catches are less than predicted, the following rule changes may occur:

(1) The department may modify the seasons and/or depth constraints for any species of federally-managed groundfish or aggregate group of federal groundfish species, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos*. Season and/or depth modifications may differ by Groundfish Management Area, mode of fishing, or gear utilized.

(2) The department may adjust existing bag or sub-bag limits or establish additional bag or sub-bag limits as needed for any species of federally-managed groundfish or aggregate group of federal groundfish species, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos*. Bag limits may differ by Groundfish Management Area, time of year, mode of fishing, or gear utilized.

(3) The department may adjust existing size limits or establish additional size limits as needed for any species of federally-managed groundfish or aggregate group of federal groundfish species, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos*. Size limits may differ by Groundfish Management Area, time of year, mode of fishing, or gear utilized.

**(f) Notice of closure and/or rule change:** The department shall give the public and the ~~National Marine Fisheries Service~~ NOAA Fisheries no less than 10 calendar days' notice of any fishery closure or rule change implemented pursuant to this Section via a department news release. Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: [www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling (831) 649-2801 for recorded information, or by contacting a department office.

NOTE: Authority cited: Sections 200, 202, 702, 7071 and 8587.1, Fish and Game Code. Reference: Sections 205, 1802, 7071 and 8586, Fish and Game Code; 50 CFR Part 660, Subpart G; and 50 CFR 660.384.

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Section 27.25, Title 14, CCR, is amended to read:

### **§27.25. Northern Groundfish Management Area.**

This Section applies to take and possession of all 90 species of federally-managed groundfish, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos* in the Northern Groundfish Management Area. Federal groundfish include, but are not limited to, rockfish, cabezon, lingcod, California scorpionfish, kelp greenling, and some species of sharks, skates and flatfish. For specific definitions, applicability, and procedures, see sections 1.91 and 27.20. For size limits, possession limits, and other regulations that apply to individual species, see specific sections beginning with Section 27.60.

(a) The Northern Groundfish Management Area means ocean waters between 42° 00' N. lat. (the Oregon/California border) and 40° 10' N. lat. (near Cape Mendocino, Humboldt County).

(b) Seasons and depth constraints (except as provided in (c) below):

(1) January 1 through ~~April 30~~ May 14: Closed.

(2) ~~May 1~~ May 15 through ~~November~~ September 1 ~~September 15~~: Open for all species only in waters shallower than 20 fathoms in depth as described by general depth contour lines.

(3) ~~December~~ September 2 through ~~December 31~~ September 16 through ~~December 31~~: ~~Open for all species, except for lingcod, only in waters shallower than 20 fathoms in depth as described by general depth contour lines. Lingcod may not be taken or possessed.~~ Closed.

(c) Special exceptions to subsection (b) above:

(1) "Other Flatfish" as defined in subsection 1.91(a)(10), which include Pacific sanddabs, may be taken or possessed in all depths all year, ~~except that when fishing in times or areas closed under subsection (b) above, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

(2) Leopard shark may be taken or possessed in Humboldt Bay all year.

(3) When angling from shore (includes beaches, banks, piers, jetties, breakwaters, docks, and other man-made structures connected to the shore), all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March and December. No vessel or watercraft (motorized or non-motorized) may be used to assist in taking or possessing these species while angling from shore under this provision.

(4) When diving or spearfishing, as authorized in Section 28.90, all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March, and December. Except for spearfishing gear, all other types of fishing gear are prohibited to be aboard the vessel or watercraft (motorized or non-motorized) while spearfishing for the purpose of taking or possessing these species under this provision.

NOTE: Authority cited: Sections 200, 202, 205 and 702, Fish and Game Code.  
Reference: Sections 200, 202, 205 and 1802, Fish and Game Code; 50 CFR Part 660, Subpart G; 50 CFR 660.384; and 14 CCR 27.20.

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Section 27.30, Title 14, CCR, is amended to read:

### **§ 27.30. North-Central North of Point Arena Groundfish Management Area.**

This Section applies to take and possession of all 90 species of federally-managed groundfish, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos* in the North-Central North of Point Arena Groundfish Management Area. Federal groundfish include, but are not limited to, rockfish, cabezon, lingcod, California scorpionfish, kelp greenling, and some species of sharks, skates and flatfish. For specific definitions, applicability, and procedures, see sections 1.91 and 27.20. For size limits, possession limits, and other regulations that apply to individual species, see specific sections beginning with Section 27.60.

(a) The North-Central North of Point Arena Groundfish Management Area means ocean waters between 40° 10' N. lat. (near Cape Mendocino, Humboldt County) and ~~37° 11' N. lat. (at Pigeon Point, San Mateo County)~~ 38° 57.50' N. lat (at Point Arena, Mendocino County).

(b) Seasons, depth constraints, and special closure areas (except as provided in (c) below):

(1) January 1 through ~~May 31~~ May 14: Closed.

(2) ~~June 1~~ May 15 through ~~November 1~~ September 1 August 15: Open for all species only in waters shallower than 20 fathoms in depth as described by general depth contour lines.

(3) ~~December 1~~ September 2 through ~~December 31~~ August 16 through ~~December 31~~: Closed.

~~(4) **Farallons Closure Area:** Waters shallower than 10 fathoms in depth as described by general depth contour lines around the Farallon Islands (off San Francisco and San Mateo counties), including Southeast Farallon Island, Middle Farallon Island, North Farallon Island and Noon Day Rock are closed to fishing for these species at all times. Special exceptions provided for "other flatfish" in subsection (c)(1), shore based angling in subsection (c)(3) and spearfishing/diving in subsection (c)(4) below do not apply in this closure area.~~

~~(5) **Cordell Bank Closure Area:** Waters of the Cordell Bank (off Marin County) shallower than 100 fathoms in depth as approximated by the 100 fathom depth contour that is defined by connecting the set of 100 fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G), is closed to fishing for these species at all times. Special exceptions provided for "other flatfish" in sub-section (c)(1) below apply in this closure area. Special exceptions provided for shore based angling in subsection (c)(3) and spearfishing/diving in subsection (c)(4) below do not apply in this closure area.~~

(c) Special exceptions to subsection (b) above:

(1) "Other Flatfish" as defined in subsection 1.91(a)(10), which include Pacific sanddabs, may be taken or possessed in all depths all year, ~~except that when fishing in times or areas closed under subsection (b) above, anglers are limited to not more than~~ 12 No. 2 or smaller hooks and up to 2 pounds of weight. ~~A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

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~~(2) Leopard shark may be taken or possessed in Drake's Estero Bay, Bolinas Bay, Tomales Bay, Bodega Harbor, and San Francisco Bay all year.~~

(2) When angling from shore (includes beaches, banks, piers, jetties, breakwaters, docks, and other man-made structures connected to the shore), all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March and December. No vessel or watercraft (motorized or non-motorized) may be used to assist in taking or possessing these species while angling from shore under this provision.

(3) When diving or spearfishing, as authorized in Section 28.90, all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March, and December. Except for spearfishing gear, all other types of fishing gear are prohibited to be aboard the vessel or watercraft (motorized or non-motorized) while spearfishing for the purpose of taking or possessing these species under this provision.

NOTE: Authority cited: Sections 200, 202, 205 and 702, Fish and Game Code.  
Reference: Sections 200, 202, 205 and 1802, Fish and Game Code; 50 CFR Part 660, Subpart G; 50 CFR 660.384; and 14 CCR 27.20.

Section 27.32, Title 14, CCR, is added to read:

### **§ 27.32. North-Central South of Point Arena Groundfish Management Area.**

This Section applies to take and possession of all 90 species of federally-managed groundfish, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos* in the North-Central South of Point Arena Groundfish Management Area. Federal groundfish include, but are not limited to, rockfish, cabezon, lingcod, California scorpionfish, kelp greenling, and some species of sharks, skates and flatfish. For specific definitions, applicability, and procedures, see sections 1.91 and 27.20. For size limits, possession limits, and other regulations that apply to individual species, see specific sections beginning with Section 27.60.

(a) The North-Central South of Point Arena Groundfish Management Area means ocean waters between 38° 57.50' N. lat. (at Point Arena, Mendocino County) and 37° 11' N. lat. (at Pigeon Point, San Mateo County).

(b) Seasons, depth constraints, and special closure areas (except as provided in (c) below):

(1) January 1 through May 31 June 12: Closed.

(2) June 1 June 13 through November 30 October 31: Open for all species only in waters shallower than 20 fathoms in depth as described by general depth contour lines shoreward of lines approximating the 30-fathom depth contour, defined by connecting the set of 30-fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G).

(3) November 1 through December 31: Closed.

(4) Farallons Closure Area: Waters shallower than 10 fathoms in depth as described by general depth contour lines around the Farallon Islands (off San Francisco and San Mateo counties), including Southeast Farallon Island, Middle Farallon Island, North

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Farallon Island and Noon Day Rock are closed to fishing for these species at all times. Special exceptions provided for "other flatfish" in subsection (c)(1), shore-based angling in subsection (c)(3) and spearfishing/diving in subsection (c)(4) below do not apply in this closure area.

(5) Cordell Bank Closure Area: Waters of the Cordell Bank (off Marin County) shallower than 100 fathoms in depth as approximated by the 100-fathom depth contour that is defined by connecting the set of 100-fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G), isare closed to fishing for these species at all times. Special exceptions provided for "other flatfish" in sub-section (c)(1) below apply in this closure area. Special exceptions provided for shore-based angling in subsection (c)(3) and spearfishing/diving in subsection (c)(4) below do not apply in this closure area.

(c) Special exceptions to subsection (b) above:

(1) "Other Flatfish" as defined in subsection 1.91(a)(10), which include Pacific sanddabs, may be taken or possessed in all depths all year, except that when fishing in times or areas closed under subsection (b) above, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.

(2) Leopard shark may be taken or possessed in Drake's Estero Bay, Bolinas Bay, Tomales Bay, Bodega Harbor, and San Francisco Bay all year.

(3) When angling from shore (includes beaches, banks, piers, jetties, breakwaters, docks, and other man-made structures connected to the shore), all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March and December. No vessel or watercraft (motorized or non-motorized) may be used to assist in taking or possessing these species while angling from shore under this provision.

(4) When diving or spearfishing, as authorized in Section 28.90, all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March, and December. Except for spearfishing gear, all other types of fishing gear are prohibited to be aboard the vessel or watercraft (motorized or non-motorized) while spearfishing for the purpose of taking or possessing these species under this provision.

### NOTE:

Authority cited: Sections 200, 202, 205 and 702, Fish and Game Code. Reference: Sections 200, 202, 205 and 1802, Fish and Game Code; 50 CFR Part 660, Subpart G; 50 CFR 660.384; and 14 CCR 27.20.

Section 27.35, Title 14, CCR, is amended to read:

### **§ 27.35. Monterey South-Central Groundfish Management Area.**

This Section applies to take and possession of all 90 species of federally-managed groundfish, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos* in the Monterey South-Central Groundfish Management Area. Federal groundfish include, but are not limited to, rockfish, cabezon, lingcod, California scorpionfish, kelp greenling, and some species of sharks, skates and flatfish. For specific definitions, applicability, and procedures, see sections 1.91 and 27.20. For size

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limits, possession limits, and other regulations that apply to individual species, see specific sections beginning with Section 27.60.

(a) The Morro Bay South-Central Groundfish Management Area means ocean waters between 37°-11' N. lat. (at Pigeon Point, San Mateo County) and 36° 00' N. lat. (near Lopez Point, Monterey County).

(b) Seasons and depth constraints (except as provided in (c) below):

(1) ~~January through April: January 1 through April 30: Closed.~~

(2) ~~May through November: May 1 through November 15: Open for all species only in waters shoreward of lines approximating the 40-fathom depth contour, defined by connecting the set of 40-fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G).~~

(3) ~~December: Closed. November 16 through December 31: Closed.~~

(c) Special exceptions to subsection (b) above:

(1) "Other Flatfish" as defined in subsection 1.91(a)(10), which include Pacific sanddabs, may be taken or possessed in all depths all year, ~~except that when fishing in times or areas closed under subsection (b) above, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

(2) Leopard shark may be taken or possessed in Elkhorn Slough all year.

(3) When angling from shore (includes beaches, banks, piers, jetties, breakwaters, docks, and other man-made structures connected to the shore), all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March and December. No vessel or watercraft (motorized or non-motorized) may be used to assist in taking or possessing these species while angling from shore under this provision.

(4) When diving or spearfishing, as authorized in Section 28.90, all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March, and December. Except for spearfishing gear, all other types of fishing gear are prohibited to be aboard the vessel or watercraft (motorized or non-motorized) while spearfishing for the purpose of taking or possessing these species under this provision.

NOTE:

Authority cited: Sections 200, 202 and 205, Fish and Game Code. Reference: Sections 200, 202, and 205 and 1802, Fish and Game Code; ~~and 50 CFR Part 660, Subpart G. Subpart G; and 50 CFR 660.384.~~

Section 27.40, Title 14, CCR, is amended to read:

### **§ 27.40. Morro Bay South-Central Groundfish Management Area.**

This Section applies to take and possession of all 90 species of federally-managed groundfish, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos* in the Morro Bay South-Central Groundfish Management Area. Federal groundfish include, but are not limited to, rockfish, cabezon, lingcod, California scorpionfish, kelp greenling, and some species of sharks, skates and flatfish. For specific definitions, applicability, and procedures, see sections 1.91 and 27.20. For size



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limits, possession limits, and other regulations that apply to individual species, see specific sections beginning with Section 27.60.

(a) The Morro Bay South-Central Groundfish Management Area means ocean waters between 36° 00' N. lat. (near Lopez Point, Monterey County) and 34° 27' N. lat. (at Point Conception, Santa Barbara County).

(b) Seasons and depth constraints (except as provided in (c) below):

(1) ~~January through April: January 1 through April 30: Closed.~~

(2) ~~May through November: May 1 through November 15: Open for all species only in waters shoreward of lines approximating the 40-fathom depth contour, defined by connecting the set of 40-fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G)~~

(3) ~~December: Closed. November 16 through December 31: Closed.~~

(c) Special exceptions to subsection (b) above:

(1) "Other Flatfish" as defined in subsection 1.91(a)(10), which include Pacific sanddabs, may be taken or possessed in all depths all year, ~~except that when fishing in times or areas closed under subsection (b) above, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

(2) When angling from shore (includes beaches, banks, piers, jetties, breakwaters, docks, and other man-made structures connected to the shore), all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March and December. No vessel or watercraft (motorized or non-motorized) may be used to assist in taking or possessing these species while angling from shore under this provision.

(3) When diving or spearfishing, as authorized in Section 28.90, all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March, and December. Except for spearfishing gear, all other types of fishing gear are prohibited to be aboard the vessel or watercraft (motorized or non-motorized) while spearfishing for the purpose of taking or possessing these species under this provision.

NOTE:

Authority cited: Sections 200, 202 and 205, Fish and Game Code. Reference: Sections 200, 202, ~~and 205 and 1802~~, Fish and Game Code; ~~and 50 CFR Part 660, Subpart G. Subpart G; and 50 CFR 660.384.~~

Section 27.45, Title 14, CCR, is amended to read:

### **§ 27.45. Southern Groundfish Management Area.**

This Section applies to take and possession of all 90 species of federally-managed groundfish, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos* in the Southern Groundfish Management Area. Federal groundfish include, but are not limited to, rockfish, cabezon, lingcod, California scorpionfish, kelp greenling, and some species of sharks, skates and flatfish. For specific definitions, applicability, and procedures, see sections 1.91 and 27.20. For size limits, possession

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limits, and other regulations that apply to individual species, see specific sections beginning with Section 27.60.

(a) The Southern Groundfish Management Area means ocean waters between 34° 27' N. lat. (at Point Conception, Santa Barbara County) and the U.S./Mexico border, except for waters of the Cowcod Conservation Areas, which are specified in Section 27.50. The Cowcod Conservation Areas are not part of the Southern Groundfish Management Area.

(b) Seasons and depth constraints (except as provided in (c) below):

(1) ~~January and February~~: January 1 through the last day in February: Closed, except California scorpionfish may be taken or possessed only in waters shoreward of lines approximating the 40-fathom depth contour, defined by connecting the set of 40-fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G).

(2) ~~March~~: March 1 through March 31: Open for all species, except for lingcod, only in waters shoreward of lines approximating the 60-fathom depth contour, defined by connecting the set of 60-fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G). Lingcod may not be taken or possessed.

(3) ~~April through November~~: April 1 through November 30: Open for all species only in waters shoreward of lines approximating the 60-fathom depth contour, defined by connecting the set of 60-fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G).

(4) ~~December~~: December 1 through December 31: Open for all species, except for lingcod, only in waters shoreward of lines approximating the 60-fathom depth contour, defined by connecting the set of 60-fathom waypoints adopted in Federal regulations (50 CFR Part 660, Subpart G). Lingcod may not be taken or possessed.

(c) Special exceptions to subsection (b) above:

(1) "Other Flatfish" as defined in subsection 1.91(a)(10), which include Pacific sanddabs, may be taken or possessed in all depths all year, ~~except that when fishing in times or areas closed under subsection (b) above, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

(2) Leopard shark may be taken or possessed in Newport Bay, Alamitos Bay, Mission Bay, and San Diego Bay all year.

(3) When angling from shore (includes beaches, banks, piers, jetties, breakwaters, docks, and other man-made structures connected to the shore), all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March and December. No vessel or watercraft (motorized or non-motorized) may be used to assist in taking or possessing these species while angling from shore under this provision.

(4) When diving or spearfishing, as authorized in Section 28.90, all species may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March, and December. Except for spearfishing gear, all other types of fishing gear are prohibited to be aboard the vessel or watercraft (motorized or non-motorized) while spearfishing for the purpose of taking or possessing these species under this provision.

NOTE:

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Authority cited: Sections 200, 202 and 205, Fish and Game Code. Reference: Sections 200, 202, ~~and 205~~ and 1802, Fish and Game Code; and 50 CFR Part 660, ~~Subpart G~~, Subpart G; and 50 CFR 660.384.

Section 27.50, Title 14, CCR is amended to read:

### **§ 27.50. Cowcod Conservation Areas.**

This Section applies to take and possession of all 90 species of federally-managed groundfish, California sheephead, ocean whitefish, and all greenlings of the genus *Hexagrammos* in the Cowcod Conservation Areas. The Cowcod Conservation Areas are special Groundfish Management Areas where sport fishing regulations for these species are designed to minimize interaction with cowcod. Federal groundfish include, but are not limited to, rockfish, cabezon, lingcod, California scorpionfish, kelp greenling, and some species of sharks, skates and flatfish. For specific definitions, applicability, and procedures, see sections 1.91 and 27.20. For size limits, possession limits, and other regulations that apply to individual species, see specific sections beginning with Section 27.60.

(a) The Cowcod Conservation Areas are defined as ocean waters off southern California within each of the following two areas. Area 1 is an area south of Point Conception that is bound by straight lines connecting the following points in the order listed:

33° 50' N. lat., 119° 30' W. long.;  
33° 50' N. lat., 118° 50' W. long.;  
32° 20' N. lat., 118° 50' W. long.;  
32° 20' N. lat., 119° 37' W. long.;  
33° 00' N. lat., 119° 37' W. long.;  
33° 00' N. lat., 119° 53' W. long.;  
33° 33' N. lat., 119° 53' W. long.;  
33° 33' N. lat., 119° 30' W. long.;  
33° 50' N. lat., 119° 30' W. long.;

and Area 2 is a smaller area west of San Diego that is bound by straight lines connecting the following points in the order listed:

32° 42' N. lat., 118° 02' W. long.;  
32° 42' N. lat., 117° 50' W. long.;  
32° 36'42" N. lat., 117° 50' W. long.;  
32° 30' N. lat., 117° 53'30" W. long.;  
32° 30' N. lat., 118° 02' W. long.;  
32° 42' N. lat., 118° 02' W. long.;  
32° 42' N. lat., 118° 02' W. long.;  
32° 42' N. lat., 118° 02' W. long.;

(b) Seasons and depth constraints (except as provided in (c) below):

(1) ~~January and February~~: January 1 through the last day in February: Closed, except California scorpionfish may be taken or possessed only in waters shallower than 20 fathoms in depth, as described by general depth contour lines.

(2) ~~March~~: March 1 through March 31: Open for only the species or species groups listed in (A) through (F) below, and only in waters shallower than 20 fathoms in depth as described by general depth contour lines.

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- (A) Nearshore rockfish, as defined in subsection 1.91(a)(1)
- (B) Cabezon
- (C) California scorpionfish
- (D) Greenlings of the genus *Hexagrammos*
- (E) California sheephead
- (F) Ocean whitefish

(3) ~~April through November~~: April 1 through November 30: Open for only the species or species groups listed in (A) through (G) below, and only in waters shallower than 20 fathoms in depth as described by general depth contour lines.

- (A) Nearshore rockfish, as defined in subsection 1.91(a)(1)
- (B) Cabezon
- (C) California scorpionfish
- (D) Greenlings of the genus *Hexagrammos*
- (E) California sheephead
- (F) Ocean whitefish
- (G) Lingcod

(4) ~~December~~: December 1 through December 31: Open for only the species or species groups listed in (A) through (F) below, and only in waters shallower than 20 fathoms in depth as described by general depth contour lines.

- (A) Nearshore rockfish, as defined in subsection 1.91(a)(1)
- (B) Cabezon
- (C) California scorpionfish
- (D) Greenlings of the genus *Hexagrammos*
- (E) California sheephead
- (F) Ocean whitefish

(c) Special exceptions to subsection (b) above:

(1) "Other Flatfish" as defined in subsection 1.91(a)(10), which include Pacific sanddabs, may be taken or possessed in all depths all year, ~~except that when fishing in times or areas closed under subsection (b) above, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

(2) When angling from shore (includes beaches, banks, piers, jetties, breakwaters, docks, and other man-made structures connected to the shore), only the species identified in (b)(3) above may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March and December. No vessel or watercraft (motorized or non-motorized) may be used to assist in taking or possessing these species while angling from shore under this provision.

(3) When diving or spearfishing, as authorized in Section 28.90, only the species identified in (b)(3) above may be taken or possessed all year, except lingcod may not be taken or possessed under this provision during the months of January, February, March, and December. Except for spearfishing gear, all other types of fishing gear are prohibited to be aboard the vessel or watercraft (motorized or non-motorized) while spearfishing for the purpose of taking or possessing these species under this provision.

NOTE:

## Originally Noticed Language of the Initial Statement of Reasons

Authority cited: Sections 200, 202 and 205, Fish and Game Code. Reference: Sections 200, 202, ~~and 205 and 1802~~, Fish and Game Code; ~~and 50 CFR Part 660, Subpart G. Subpart G; and 50 CFR 660.384; and 14 CCR 27.20.~~

Section 27.51, Title 14, CCR is amended to read:

### **§ 27.51. California Rockfish Conservation Area.**

California Rockfish Conservation Area (CRCA) means the ocean waters that are closed to recreational groundfish fishing at specified times, or closed in specified depths or areas. CRCA's serve to minimize interaction with particular species of overfished groundfish that cannot be selectively avoided and thus must be protected from overharvest by closing times, depths or areas to recreational fishing for all federally-managed groundfish and associated species (limited to California sheephead, greenlings of the ~~genus Hexagrammos~~ genus *Hexagrammos*, and ocean whitefish) managed by California. See Section 27.20.

(a) In the CRCA, take and possession is prohibited for all 90 species of federally-managed groundfish as defined in Section 1.91. These species include but are not limited to rockfish, cabezon, lingcod, California scorpionfish, kelp greenling, and some species of sharks, skates and flatfish. Take and possession of California sheephead, ocean whitefish, and all greenlings of the ~~genus Hexagrammos~~ genus *Hexagrammos*, which are state-managed species known to associate with federal groundfish, is also prohibited.

(b) This regulation does not apply in cases where these species are possessed aboard ~~a vessels-vessel~~ in transit with no fishing gear deployed in the water.

#### **NOTE:**

Authority: Section 205, Fish and Game Code. Reference: Sections 200, 202 and 215, Fish and Game Code; and 50 CFR Part 660, Subpart G.

Section 28.26, Title 14, CCR, is amended to read:

### **§ 28.26. California Sheephead.**

(a) Open areas, seasons, and depth constraints: See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December~~ September 1 ~~September 15~~, in waters shallower than 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November~~ September 1 ~~August 15~~, in waters shallower than 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31, in waters shallower than ~~20~~ 30 fathoms.

(4) **Monterey South-Central Groundfish Management Area:** Open May 1 through November 30 15, in waters shallower than 40 fathoms.

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(5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through November ~~30~~15, in waters shallower than 40 fathoms.

(6) **Southern Groundfish Management Area:** Open March 1 through December 31, in waters shallower than 60 fathoms.

(7) **Cowcod Conservation Areas:** Open March 1 through December 31, in waters shallower than 20 fathoms.

(b) **Limit:** Five.

(c) **Minimum size:** 12 inches total length.

(d) Fishing rules for California sheephead may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for this species made under the authority of subsection 27.20(e) or Section 52.10. Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: [www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling **(831) 649-2801** for recorded information, or by contacting a department office.

NOTE: Authority cited: Sections 200, 202, 702, 7071 and 8587.1, Fish and Game Code. Reference: Sections 205, 1802, 7071 and 8586, Fish and Game Code; 50 CFR 660, Subpart G; 50 CFR 660.384; and 14 CCR 27.20.

Section 28.27, Title 14, CCR, is amended to read:

### § 28.27. Lingcod.

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~May 15 through ~~November 30~~September 15, in waters shallower than 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~May 15 through ~~November 30~~September 1~~August 15~~, in waters shallower than 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~June 13 through ~~November 30~~October 31, in waters shallower than ~~20~~30 fathoms.

(4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~November 15, in waters shallower than 40 fathoms.

(5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~November 15, in waters shallower than 40 fathoms.

(6) **Southern Groundfish Management Area:** Open April 1 through November 30, in waters shallower than 60 fathoms.

(7) **Cowcod Conservation Areas:** Open April 1 through November 30, in waters shallower than 20 fathoms.

(b) **Limit:** Two.

(c) **Minimum size:** 24 inches total length.

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(d) **Method of take:** Not more than two hooks and one line. For purposes of this section, a hook is a single hook, or double or treble hook with multiple points connected to a common shank.

(e) Fishing rules for lingcod may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for this species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: [www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling (831) 649-2801 for recorded information, or by contacting a department office.

NOTE: Authority cited: Sections 200, 202, 220, 702 and 8587.1, Fish and Game Code. Reference: Sections 205, 1802 and 8586, Fish and Game Code; 50 CFR Part 660, Subpart G; 50 CFR 660.384; and 14 CCR 27.20.

Section 28.28, Title 14, CCR, is amended to read:

### § 28.28. Cabezon.

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December~~ September 1 ~~September 15~~, in waters shallower than 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November~~ September 1 ~~August 15~~, in waters shallower than 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31, in waters shallower than ~~20~~ 30 fathoms.

(4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

(5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

(6) **Southern Groundfish Management Area:** Open March 1 through December 31, in waters shallower than 60 fathoms.

(7) **Cowcod Conservation Areas:** Open March 1 through December 31, in waters shallower than 20 fathoms.

(b) **Limit:** ~~One fish~~ Two Fish, within a Rockfish, Cabezon, and Greenling complex (RCG complex, as defined in Section 1.91) bag limit of 10 fish.

(c) **Minimum size:** 15 inches total length.

(d) Fishing rules for cabezon may be changed during the year or in-season by the department under the authority of subsection 27.20(e) or Section 52.10. The department will provide a news release notifying the public 10 calendar days in advance of a change for this species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules

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may be found on the department's website at: [www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling (831) 649-2801 for recorded information, or by contacting a department office.

NOTE: Authority cited: Sections 200, 202, 220, 702, 7071 and 8587.1, Fish and Game Code. Reference: Sections 205, 210, 1802, 7071 and 8586, Fish and Game Code; 50 CFR Part 660, Subpart G; 50 CFR 660.384; and 14 CCR 27.20.

Section 28.29, Title 14, CCR, is amended to read:

### § 28.29. Kelp Greenling. Rock Greenling.

(a) Open areas, seasons, and depth constraints for greenlings of the genus *Hexagrammos* (including kelp and rock greenlings): See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December 31~~ September 1 ~~September 15~~, in waters shallower than 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November 30~~ September 1 ~~August 15~~, in waters shallower than 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31, in waters shallower than 2030 fathoms.

(4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

(5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

(6) **Southern Groundfish Management Area:** Open March 1 through December 31, in waters shallower than 60 fathoms.

(7) **Cowcod Conservation Areas:** Open March 1 through December 31, in waters shallower than 20 fathoms.

(b) **Limit:** For greenlings of the genus *Hexagrammos*, within a Rockfish, Cabezon, and Greenling complex (RCG complex, as defined in Section 1.91) bag limit of 10 fish, two fish.

(c) **Minimum size:** 12 inches total length.

(d) Fishing rules for greenlings of the genus *Hexagrammos* may be changed during the year or in-season by the department under the authority of subsection 27.20(e) or Section 52.10. The department will provide a news release notifying the public 10 calendar days in advance of a change for these species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: [www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling (831) 649-2801 for recorded information, or by contacting a department office.



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NOTE: Authority cited: Sections 200, 202, 702, 7071 and 8587.1, Fish and Game Code. Reference: Sections 205, 210, 1802, 7071 and 8586, Fish and Game Code; 50 CFR Part 660, Subpart G; 50 CFR 660.384; and 14 CCR 27.20.

Section 28.48, Title 14, CCR, is amended to read:

### **§ 28.48. Pacific Sanddab, Rock Sole, Sand Sole, Butter Sole, Curfin Sole, Rex Sole, and Flathead Sole.**

Pacific sanddab, rock sole, sand sole, butter sole, curfin sole, rex sole, and flathead sole are federal groundfish, as defined in Section 1.91, and thus are subject to special regulations as follows. These species are also known in the aggregate as "other flatfish" pursuant to subsection 1.91(a)(10). Regulations of this Section do not apply to other species of sanddabs, flounders, or sole.

~~(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows: Open year-round.~~

~~-(1) **Northern Groundfish Management Area:** Open year-round, except gear restrictions apply as follows:~~

~~-(A) January 1 through April 30—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~-(B) May 1 through September 1—In waters deeper than 20 fathoms, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~-(C) September 2 through December 31—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~-(2) **North-Central North of Point Arena Groundfish Management Area:** Open year-round, except gear restrictions apply as follows:~~

~~-(A) January 1 through May 31—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~-(B) June 1 through September 1—In waters deeper than 20 fathoms, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~-(C) September 2 through December 31—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~-(3) **North-Central South of Point Arena Groundfish Management Area:** Open year-round, except gear restrictions apply as follows:~~

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~~(A) January 1 through May 31—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(B) June 1 through November 30—In waters deeper than 20 fathoms, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(C) December—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(4) **Monterey South-Central Groundfish Management Area:** Open year round, except gear restrictions apply as follows:~~

~~(A) January 1 through April 30—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(B) May 1 through November 30—In waters deeper than 40 fathoms, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(C) December—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(5) **Morro Bay South-Central Groundfish Management Area:** Open year round, except gear restrictions apply as follows:~~

~~(A) January 1 through April 30—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(B) May 1 through November 30—In waters deeper than 40 fathoms, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(C) December—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(6) **Southern Groundfish Management Area:** Open year round, except gear restrictions apply as follows:~~

~~(A) January 1 through the last day of February—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(B) March 1 through December 31—In waters deeper than 60 fathoms, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(7) **Cowcod Conservation Areas:** Open year round, except gear restrictions apply as follows:~~

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~~(A) January 1 through the last day of February—In all depths, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

~~(B) March 1 through December 31—In waters deeper than 20 fathoms, anglers are limited to not more than 12 No. 2 or smaller hooks and up to 2 pounds of weight. A No. 2 hook means a fishing hook with a gap not greater than 7/16 inch between the hook point and the shank.~~

(b) Fishing rules for Pacific sanddab, rock sole, sand sole, butter sole, curlfin sole, rex sole, and flathead sole may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for these species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: [www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling (831) 649-2801 for recorded information, or by contacting a department office.

(c) **Limit:** There is no limit on Pacific sanddab. The general bag limit of not more than 20 finfish in combination of all species with not more than 10 of any one species applies to rock sole, sand sole, butter sole, curlfin sole, rex sole, and flathead sole.

NOTE: Authority cited: Sections 200, 202, 205 and 702, Fish and Game Code.  
Reference: Sections 200, 202, 205 and 1802, Fish and Game Code; 50 CFR Part 660, Subpart G; 50 CFR 660.384; and 14 CCR 27.20.

Section 28.49, Title 14, CCR, is amended to read:

### **§ 28.49. Dover Sole, English Sole, Petrale Sole, Arrowtooth Flounder, and Starry Flounder.**

Dover sole, English sole, Petrale sole, arrowtooth flounder and starry flounder are federal groundfish, as defined in Section 1.91, and thus are subject to special regulations as follows. Regulations of this Section do not apply to other species of flounders or sole.

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~May 15 through ~~December 31~~September 15, in waters shallower than 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~May 15 through ~~November 30~~September 1~~August 15~~, in waters shallower than 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~June 13 through ~~November 30~~October 31, in waters shallower than ~~20~~30 fathoms.

(4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~November 15, in waters shallower than 40 fathoms.

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(5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~November 15, in waters shallower than 40 fathoms.

(6) **Southern Groundfish Management Area:** Open March 1 through December 31, in waters shallower than 60 fathoms.

(7) **Cowcod Conservation Areas:** Closed.

(b) Fishing rules for Dover sole, English sole, Petrale sole, arrowtooth flounder and starry flounder may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for these species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: [www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling **(831) 649-2801** for recorded information, or by contacting a department office.

(c) **Limit:** There is no limit on Petrale sole or starry flounder. The general bag limit of not more than 20 finfish in combination of all species with not more than 10 of any one species applies to Dover sole, English sole, and arrowtooth flounder.

NOTE: Authority cited: Sections 200, 202, 205 and 702, Fish and Game Code.  
Reference: Sections 200, 202, 205 and 1802, Fish and Game Code; and 50 CFR Part 660, Subpart G; 50 CFR 660.384; and 14 CCR 27.20.

Section 28.51, Title 14, CCR, is amended to read:

### § 28.51. Spiny Dogfish, Soupfin Shark.

Spiny dogfish and soupfin shark are federal groundfish, as defined in Section 1.91, and thus are subject to special regulations as follows.

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~May 15 through ~~December 31~~September 1~~September 15~~, in waters shallower than 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~May 15 through ~~November 30~~September 1~~August 15~~, in waters shallower than 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~June 13 through ~~November 30~~October 31, in waters shallower than ~~20~~30 fathoms.

(4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~November 15, in waters shallower than 40 fathoms.

(5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~November 15, in waters shallower than 40 fathoms.

(6) **Southern Groundfish Management Area:** Open March 1 through December 31, in waters shallower than 60 fathoms.

(7) **Cowcod Conservation Areas:** Closed.

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(b) Fishing rules for spiny dogfish and soupfin shark may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for these species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: [www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling **(831) 649-2801** for recorded information, or by contacting a department office.

(c) **Limit:** Soupfin shark - one. The general bag limit of not more than 20 finfish in combination of all species with not more than 10 of any one species applies to spiny dogfish.

NOTE: Authority cited: Sections 200, 202, 205 and 702, Fish and Game Code.  
Reference: Sections 200, 202, 205 and 1802, Fish and Game Code; 50 CFR Part 660, Subpart G; 50 CFR 660.384; and 14 CCR 27.20.

Section 28.52, Title 14, CCR, is amended to read:

### **§ 28.52. Big Skates, California Skates, and Longnose Skates.**

Big skates, California skates, and longnose skates are federal groundfish, as defined in Section 1.91, and thus are subject to special regulations as follows. Regulations in this Section do not apply to other skate species.

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December 31~~ September 15, in waters shallower than 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November 30~~ September 1 ~~August 15~~, in waters shallower than 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31, in waters shallower than ~~20~~ 30 fathoms.

(4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

(5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

(6) **Southern Groundfish Management Area:** Open March 1 through December 31, in waters shallower than 60 fathoms.

(7) **Cowcod Conservation Areas:** Closed.

(b) Fishing rules for big skates, California skates, and longnose skates may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for these species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at:

## Originally Noticed Language of the Initial Statement of Reasons

[www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling (831) 649-2801 for recorded information, or by contacting a department office.

(c) **Limit:** The general bag limit of not more than 20 finfish in combination of all species with not more than 10 of any one species applies to big skates, California skates, and longnose skates.

NOTE: Authority cited: Sections 200, 202, 205 and 702, Fish and Game Code.  
Reference: Sections 200, 202, 205 and 1802, Fish and Game Code; 50 CFR Part 660, Subpart G; 50 CFR 660.384; and 14 CCR 27.20.

Section 28.53, Title 14, CCR, is amended to read:

### § 28.53. Ratfish, Rattails and Codlings.

Ratfish, Pacific rattail and finescale codling are federal groundfish, as defined in Section 1.91, and thus are subject to special regulations as follows. Regulations in this Section do not apply to other rattail or codling species.

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December 31~~ September 15, in waters shallower than 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November 30~~ August 15, in waters shallower than 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31, in waters shallower than ~~20~~ 30 fathoms.

(4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

(5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

(6) **Southern Groundfish Management Area:** Open March 1 through December 31, in waters shallower than 60 fathoms.

(7) **Cowcod Conservation Areas:** Closed.

(b) Fishing rules for ratfish, Pacific rattail and finescale codling may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for these species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: [www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling (831) 649-2801 for recorded information, or by contacting a department office.

(c) **Limit:** The general bag limit of not more than 20 finfish in combination of all species with not more than 10 of any one species applies to ratfish, Pacific rattail and finescale codling.

## Originally Noticed Language of the Initial Statement of Reasons

NOTE: Authority cited: Sections 200, 202, 205 and 702, Fish and Game Code. Reference: Sections 200, 202, 205 and 1802, Fish and Game Code; and 50 CFR Part 660, Subpart G; 50 CFR 660.384; and 14 CCR 27.20.

Section 28.54, Title 14, CCR, is amended to read:

### **§ 28.54. California Scorpionfish (Sculpin).**

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~May 15 through ~~December 31~~September 1~~September 15~~, in waters shallower than 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~May 15 through ~~November 30~~September 1~~August 15~~, in waters shallower than 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~June 13 through ~~November 30~~October 31, in waters shallower than ~~20~~30 fathoms.

(4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~November 15, in waters shallower than 40 fathoms.

(5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~November 15, in waters shallower than 40 fathoms.

(6) **Southern Groundfish Management Area:** Open January 1 through the last day in February in waters shallower than 40 fathoms, and March 1 through December 31 in waters shallower than 60 fathoms.

(7) **Cowcod Conservation Areas:** Open January 1 through December 31, in waters shallower than 20 fathoms.

(b) **Limit:** Five.

(c) **Minimum size:** 10 inches total length.

(d) Fishing rules for California scorpionfish may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for this species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: [www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling (831) 649-2801 for recorded information, or by contacting a department office.

NOTE: Authority cited: Sections 200, 202, 205, 702, 7071 and 8587.1, Fish and Game Code. Reference: Sections 200, 202, 205, 210, 220, 1802, 7071 and 8586, Fish and Game Code; 50 CFR Part 660, Subpart G; 50 CFR 660.384; and 14 CCR 27.20.

## Originally Noticed Language of the Initial Statement of Reasons

Section 28.55, Title 14, CCR, is amended to read:

### § 28.55. Rockfish (Sebastes).

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~May 15 through ~~December 31~~September 15, in waters shallower than 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~May 15 through ~~November 30~~September 1~~August 15~~, in waters shallower than 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~June 13 through ~~November 30~~October 31, in waters shallower than ~~20~~30 fathoms.

(4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~November 15, in waters shallower than 40 fathoms.

(5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~November 15, in waters shallower than 40 fathoms.

(6) **Southern Groundfish Management Area:** Open March 1 through December 31, in waters shallower than 60 fathoms.

(7) **Cowcod Conservation Areas:** Open March 1 through December 31, in waters shallower than 20 fathoms, except that only Nearshore Rockfish, as defined in subsection 1.91(a)(1) may be taken and possessed.

(b) **Limit:** Ten, within the Rockfish, Cabezon, and Greenling complex (RCG complex, as defined in Section 1.91) bag limit of 10 fish, in any combination of species, except as provided below.

(1) The limit on bronzespotted rockfish, canary rockfish, cowcod, and yelloweye rockfish is zero. These species shall not be taken or possessed as part of the RCG limit.

(2) ~~In the Northern Groundfish Management Area (see Section 27.25), the~~The limit on bocaccio rockfish is two fish, within the RCG limit.

~~(3) In the North-Central North of Point Arena, North-Central South of Point Arena, Monterey South-Central, Morro Bay South-Central, and Southern Groundfish Management Areas (see sections 27.30 through 27.45), the limit on bocaccio rockfish is one fish, within the RCG limit.~~

~~(4)~~(3) In the Cowcod Conservation Areas (see Section 27.50), the limit on bocaccio and other shelf and slope rockfish, as defined in subsections 1.91(a)(3) and 1.91(a)(4), is zero. These species shall not be taken or possessed as part of the RCG limit in this ~~Management Area~~the Cowcod Conservation Areas.

(c) **Size limit:** None, except no bocaccio may be taken or possessed that is less than 10 inches in total length.

(d) **Method of take:** Not more than two hooks and one line. For purposes of this section, a hook is a single hook, or a double or treble hook with multiple points connected to a common shank.

(e) Fishing rules for rockfish may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for these



## Originally Noticed Language of the Initial Statement of Reasons

species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: [www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling (831) 649-2801 for recorded information, or by contacting a department office.

NOTE: Authority cited: Sections 200, 202, 205, 215, 220, 702, 7071 and 8587.1, Fish and Game Code. Reference: Sections 200, 202, 205, 215, 220, 1802, 7071 and 8585.5, Fish and Game Code; 50 CFR Part 660, Subpart G; 50 CFR 660.384; and 14 CCR 27.20.

Section 28.56, Title 14, CCR, is amended to read:

### § 28.56. Leopard Shark.

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December 31~~ September 1 ~~September 15~~ in waters shallower than 20 fathoms, except that take and possession is authorized year-round in Humboldt Bay.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November 31~~ September 4 ~~August 15~~, in waters shallower than 20 fathoms, ~~except that take and possession is authorized year-round in Drake's Estero Bay, Bolinas Bay, Tomales Bay, Bodega Harbor, and San Francisco Bay.~~

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31, in waters shallower than ~~20~~ 30 fathoms, ~~except that take and possession is authorized year-round in Drake's Estero Bay, Bolinas Bay, Tomales Bay, Bodega Harbor, and San Francisco Bay.~~

(4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms, except that take and possession is authorized year-round in Elkhorn Slough.

(5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

(6) **Southern Groundfish Management Area:** Open March 1 through December 31, in waters shallower than 60 fathoms, except that take and possession is authorized year-round in Newport Bay, Alamitos Bay, Mission Bay, and San Diego Bay.

(7) **Cowcod Conservation Areas:** Open March 1 through December 31, in waters shallower than 20 fathoms. ~~Closed.~~

(b) **Limit:** three.

(c) **Minimum size:** 36 inches total length.

(d) Fishing rules for leopard shark may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for this species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found

## Originally Noticed Language of the Initial Statement of Reasons

on the department's website at: [www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling (831) 649-2801 for recorded information, or by contacting a department office.

NOTE: Authority cited: Sections 200, 202, 205, 210 and 702, Fish and Game Code. Reference: Sections 200, 202, 205, 206, 210 and 1802, Fish and Game Code; 50 CFR Part 660 Subpart G; 50 CFR 660.384; and 14 CCR 27.20.

Section 28.57, Title 14, CCR, is amended to read:

### **§ 28.57. Pacific Cod, Pacific Whiting, Sablefish, and Thornyheads.**

Pacific cod, Pacific whiting, sablefish, longspine thornyhead, and shortspine thornyhead are federal groundfish, as defined in Section 1.91, and thus are subject to special regulations as follows.

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~May 15 through ~~December 31~~September 1~~September 15~~ in waters shallower than 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~May 15 through ~~November 30~~September 1~~August 15~~, in waters shallower than 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~June 13 through ~~November 30~~October 31, in waters shallower than ~~20~~30 fathoms.

(4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~November 15, in waters shallower than 40 fathoms.

(5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~November 15, in waters shallower than 40 fathoms.

(6) **Southern Groundfish Management Area:** Open March 1 through December 31, in waters shallower than 60 fathoms.

(7) **Cowcod Conservation Areas:** Closed.

(b) Fishing rules for Pacific cod, Pacific whiting, sablefish, longspine thornyhead, and shortspine thornyhead may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for these species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: [www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling (831) 649-2801 for recorded information, or by contacting a department office.

(c) **Limit:** The general bag limit of not more than 20 finfish in combination of all species with not more than 10 of any one species applies to Pacific cod, Pacific whiting, sablefish, longspine thornyhead, and shortspine thornyhead.

## Originally Noticed Language of the Initial Statement of Reasons

NOTE: Authority cited: Sections 200, 202, 205 and 702, Fish and Game Code. Reference: Sections 200, 202, 205 and 1802, Fish and Game Code; 50 CFR Part 660, Subpart G; 50 CFR 660.384; and 14 CCR 27.20.

Section 28.58, Title 14, CCR, is amended to read:

### § 28.58. Ocean Whitefish.

(a) **Open areas, seasons, and depth constraints:** See Section 27.20 through Section 27.50 for definitions, special closure areas, and exceptions. Take and possession is authorized as follows:

(1) **Northern Groundfish Management Area:** Open ~~May 1~~ May 15 through ~~December~~ September 1 ~~September 15~~, in waters shallower than 20 fathoms.

(2) **North-Central North of Point Arena Groundfish Management Area:** Open ~~June 1~~ May 15 through ~~November~~ September 1 ~~August 15~~, in waters shallower than 20 fathoms.

(3) **North-Central South of Point Arena Groundfish Management Area:** Open ~~June 1~~ June 13 through ~~November 30~~ October 31 in waters shallower than ~~20~~ 30 fathoms.

(4) **Monterey South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15 in waters shallower than 40 fathoms.

(5) **Morro Bay South-Central Groundfish Management Area:** Open May 1 through ~~November 30~~ November 15, in waters shallower than 40 fathoms.

(6) **Southern Groundfish Management Area:** Open March 1 through December 31, in waters shallower than 60 fathoms.

(7) **Cowcod Conservation Areas:** Open March 1 through December 31, in waters shallower than 20 fathoms.

(b) Fishing rules for ocean whitefish may be changed during the year or in-season by the department under the authority of subsection 27.20(e). The department will provide a news release notifying the public 10 calendar days in advance of a change for this species made under the authority of subsection 27.20(e). Anglers and divers are advised to check the current rules before fishing. The latest fishing rules may be found on the department's website at: [www.dfg.ca.gov/marine/](http://www.dfg.ca.gov/marine/), or by calling **(831) 649-2801** for recorded information, or by contacting a department office.

(c) **Limit:** The general bag limit of not more than 20 finfish in combination of all species with not more than 10 of any one species applies to ocean whitefish.

NOTE: Authority cited: Sections 200, 202, 205, 210, 215, 220 and 702, Fish and Game Code. Reference: Sections 200, 202, 205, 206, 215, 220 and 1802, Fish and Game Code; 50 CFR Part 660, Subpart G; 50 CFR 660.384; and 14 CCR 27.20.

President, Board of Supervisors  
District 3



C: Bos Everyone  
C: LA, HR  
JC, DC  
City and County of San Francisco

DAVID CHIU

邱信福 · 市參事主席

January 21, 2009

Angela Calvillo, Clerk  
San Francisco Board of Supervisors  
1 Dr. Carlton B. Goodlett Pl., Room 244  
San Francisco, CA 94102

RE: Board of Supervisors Committee Assignments

Madam Clerk,

I am pleased to transmit the following committee assignments.

**Budget & Finance**

John Avalos, Chair  
Ross Mirkarimi, Vice Chair  
Carmen Chu, Member  
David Campos, Temporary Member  
Bevan Dufty, Temporary Member

**City Operations & Neighborhood Services**

Bevan Dufty, Chair  
Chris Daly, Vice Chair  
Michela Alioto-Pier, Member

**City & School District**

Sean Elsbernd, Chair  
Bevan Dufty, Vice Chair  
John Avalos, Member

**Government Audits & Oversight**

Ross Mirkarimi, Chair  
Eric Mar, Vice Chair  
Sophie Maxwell, Member

**Land Use & Economic Development**

Sophie Maxwell, Chair  
Eric Mar, Vice Chair  
David Chiu, Member

**Public Safety**

David Campos, Chair  
Ross Mirkarimi, Vice Chair  
Michela Alioto-Pier, Member

**Rules Committee**

Chris Daly, Chair  
Carmen Chu, Vice Chair  
David Campos, Member

These committee assignments are effective immediately. Pursuant to section 5.1 of the Board of Supervisors Rules of Order, Supervisors Campos and Dufty will join the Budget & Finance Committee as temporary members on March 1, 2009.

Sincerely,

David Chiu  
President

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 21 AM 10:35  
BY KG  
45

45

BOARD of SUPERVISORS



City Hall  
Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 554-5227

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**MEMORANDUM**

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Date: January 21, 2009  
To: Honorable Members, Board of Supervisors  
From: Angela Calvillo, Clerk of the Board *Angela Calvillo*  
Subject: APPOINTMENTS BY THE MAYOR

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 22 PM 2:54  
BY *SCJ*

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The Mayor has submitted the attached appointments to various Boards and Commissions. Under the Board's Rules of Order a Supervisor can request a hearing on an appointment by notifying the Clerk in writing.

Upon receipt of such notice the Clerk shall refer the appointment to the Rules Committee so that the Board may consider the appointment and act within thirty days of the appointment as provided in Section 3.100(17) of the Charter.

Please notify me in writing by **Noon, Tuesday, January 27, 2009**, if you wish any appointment to be scheduled before the Rules Committee.


Attachments

MK  
c: AC, KG

Office of the Mayor  
City & County of San Francisco



Gavin Newsom

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 20 PM 4:48  
BY 

January 20, 2009

Angela Calvillo  
Clerk of the Board, Board of Supervisors  
San Francisco City Hall  
1 Carlton B. Goodlett Place  
San Francisco, California 94102

Dear Ms. Calvillo,

Pursuant to the Charter Section 3.100 (17), I have reappointed Maya Draisin as a member of the Arts Commission effective today, January 20, 2009, and the term of Maya Draisin will expire on January 15, 2013.

Please see the attached biography which will illustrate that Maya Draisin's qualifications allow her to represent the communities of interest, neighborhoods and diverse populations of the City and County.

Should you have any questions, please contact my Liaison to Commissions, Jason Chan at 415-554-6253.

Sincerely,

Gavin Newsom  
Mayor

MR  
c: AC, KG

**Office of the Mayor**  
City & County of San Francisco



Gavin Newsom

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BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 20 PM 4:48  
BY *[Signature]*

January 20, 2009

Angela Calvillo  
Clerk of the Board, Board of Supervisors  
San Francisco City Hall  
1 Carlton B. Goodlett Place  
San Francisco, California 94102

Dear Ms. Calvillo,

Pursuant to the Charter Section 3.100 (17), I have reappointed Maya Draisin as a member of the Arts Commission effective today, January 20, 2009, and the term of Maya Draisin will expire on January 15, 2013.

Please see the attached biography which will illustrate that Maya Draisin's qualifications allow her to represent the communities of interest, neighborhoods and diverse populations of the City and County.

Should you have any questions, please contact my Liaison to Commissions, Jason Chan at 415-554-6253.

Sincerely,

Gavin Newsom  
Mayor



## Notice of Appointment

January 20, 2009

Honorable Board of Supervisors:

I hereby reappoint Maya Draisin to serve as member of the Arts Commission for a 4-year term commencing January 20, 2009, in accordance with the 1996 Charter, Section 3.100, (17).

I am confident that Maya Draisin will serve our community well. Attached are her qualifications to serve, which demonstrate how the appointment represents the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

I encourage your support and am pleased to advise you of this appointment.

A handwritten signature in black ink, appearing to read "Gavin Newsom", written over a horizontal line.

Gavin Newsom  
Mayor



San Francisco Arts Commission

## **Maya Draisin, *Vice President***

Maya Draisin is the Co-Founder and Chairperson of The International Academy of Digital Arts & Sciences. An advocate for technology, media arts and the Web, she lectures and comments worldwide on the intersection between people, technology, art and activism as well as the elements of excellent Web development.

Through the Academy, Maya has been the creative force behind new initiatives that further the scope of the web such as: the launch of the First Annual Webby Effectiveness Awards (October 2002), the first Internet Sweeps Month in partnership with Nielsen//NetRatings (May 2002), the Lifetime Achievement Award (2001), and the SFMOMA Webby Prize for Excellence in Online Art (2000).

In addition, she has co-authored a variety of broadcast experiences including: "Life, Liberty & The Pursuit of Happiness," a 2003 Sundance selected short-documentary; The 2001 Webby Awards webcast, hosted by Sam Donaldson; and a film honoring Gordon Moore narrated by Harrison Ford.

BOARD of SUPERVISORS



City Hall  
Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 554-5227

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**MEMORANDUM**

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Date: January 21, 2009  
To: Honorable Members, Board of Supervisors  
From: Angela Calvillo, Clerk of the Board *Angela Calvillo*  
Subject: APPOINTMENTS BY THE MAYOR

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 22 PM 2:54  
BY *SLC*

---

The Mayor has submitted the attached appointments to various Boards and Commissions. Under the Board's Rules of Order a Supervisor can request a hearing on an appointment by notifying the Clerk in writing.

Upon receipt of such notice the Clerk shall refer the appointment to the Rules Committee so that the Board may consider the appointment and act within thirty days of the appointment as provided in Section 3.100(17) of the Charter.

Please notify me in writing by **Noon, Tuesday, January 27, 2009**, if you wish any appointment to be scheduled before the Rules Committee.

Attachments

MR  
C:AC,KG

Office of the Mayor  
City & County of San Francisco



Gavin Newsom

January 20, 2009

Angela Calvillo  
Clerk of the Board, Board of Supervisors  
San Francisco City Hall  
1 Carlton B. Goodlett Place  
San Francisco, California 94102

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 20 PM 4:48  
BY SN

Dear Ms. Calvillo,

Pursuant to the Charter Section 3.100 (17), I have reappointed Jeannene Przyblyski as a member of the Arts Commission effective today, January 20, 2009, and the term of Jeannene Przyblyski will expire on January 15, 2013.

Please see the attached biography which will illustrate that Jeannene Przyblyski's qualifications allow her to represent the communities of interest, neighborhoods and diverse populations of the City and County.

Should you have any questions, please contact my Liaison to Commissions, Jason Chan at 415-554-6253.

Sincerely,

Gavin Newsom  
Mayor



## Notice of Appointment

January 20, 2009

Honorable Board of Supervisors:

I hereby reappoint Jeannene Przyblyski to serve as member of the Arts Commission for a 4-year term commencing January 20, 2009, in accordance with the 1996 Charter, Section 3.100, (17).

I am confident that Jeannene Przyblyski will serve our community well. Attached are her qualifications to serve, which demonstrate how the appointment represents the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

I encourage your support and am pleased to advise you of this appointment.

A handwritten signature in black ink, appearing to read "Gavin Newsom", written over a horizontal line.

Gavin Newsom  
Mayor

San Francisco Arts Commission

## **Jeannene Przyblyski**

Jeannene Przyblyski is an artist, historian and cultural strategist. She is Associate Professor in the School for Interdisciplinary Studies at the San Francisco Art Institute and Executive Director of the San Francisco Bureau of Urban Secrets, an unprofitable institution that incubates and promotes art and other interventions in and around the City. Her book entitled *The Camera and the Barricades: Photography and the Paris Commune of 1871* is published by University of Minnesota Press.

BOARD of SUPERVISORS



City Hall  
Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 554-5227

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**MEMORANDUM**

---

Date: January 21, 2009  
To: Honorable Members, Board of Supervisors  
From: Angela Calvillo, Clerk of the Board *Angela Calvillo*  
Subject: APPOINTMENTS BY THE MAYOR

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 22 PM 2:53  
*SCB*

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The Mayor has submitted the attached appointments to various Boards and Commissions. Under the Board's Rules of Order a Supervisor can request a hearing on an appointment by notifying the Clerk in writing.

Upon receipt of such notice the Clerk shall refer the appointment to the Rules Committee so that the Board may consider the appointment and act within thirty days of the appointment as provided in Section 3.100(17) of the Charter.

Please notify me in writing by **Noon, Tuesday, January 27, 2009**, if you wish any appointment to be scheduled before the Rules Committee.

Attachments

C:AC,KG,MR


Office of the Mayor  
City & County of San Francisco



Gavin Newsom

January 20, 2009

Angela Calvillo  
Clerk of the Board, Board of Supervisors  
San Francisco City Hall  
1 Carlton B. Goodlett Place  
San Francisco, California 94102

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 20 PM 4:48  
BY 

Dear Ms. Calvillo,

Pursuant to the Charter Section 3.100 (17), I have reappointed George Lau as a member of the Fire Commission effective today, January 20, 2009, and the term of George Lau will expire on January 15, 2013.

Please see the attached biography which will illustrate that George Lau's qualifications allow him to represent the communities of interest, neighborhoods and diverse populations of the City and County.

Should you have any questions, please contact my Liaison to Commissions, Jason Chan at 415-554-6253.

Sincerely,

Gavin Newsom  
Mayor



## Notice of Appointment

January 20, 2009

Honorable Board of Supervisors:

I hereby reappoint George Lau to serve as member of the Fire Commission for a 4-year term commencing January 20, 2009, in accordance with the 1996 Charter, Section 3.100, (17).

I am confident that George Lau will serve our community well. Attached are his qualifications to serve, which demonstrate how the appointment represents the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

I encourage your support and am pleased to advise you of this appointment.

A handwritten signature in black ink, appearing to read "Gavin Newsom", written over a horizontal line.

Gavin Newsom  
Mayor



**George Lau**

Appointed to the Commission by Mayor Gavin Newsom in 2005 and currently serves as President of the Fire Commission.

Mr. Lau was born and raised in Hong Kong. He is an accountant by profession and has been working for the City and County of San Francisco with different fiscal responsibilities for over twenty years; he is currently an accounting manager with the Department of Public Health.

Mr. Lau's past and current community and civic activities include: member, Chinatown Neighborhood Center's Board of Directors; executive member, Chinese Historical Society of America's Board of Directors; and member, Mayor (Willie Brown)'s Advisory Council on Child Care. Mr. Lau has always been a strong advocate of political education and participation within the Chinese community. He has also been very active as an executive officer of Local 21, a San Francisco and Bay Area labor union for municipal employees.

BOARD of SUPERVISORS



City Hall  
Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 554-5227

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MEMORANDUM

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Date: January 21, 2009  
To: Honorable Members, Board of Supervisors  
From: Angela Calvillo, Clerk of the Board *Angela Calvillo*  
Subject: APPOINTMENTS BY THE MAYOR

2009 JAN 22 PM 2:53

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

---

The Mayor has submitted the attached appointments to various Boards and Commissions. Under the Board's Rules of Order a Supervisor can request a hearing on an appointment by notifying the Clerk in writing.

Upon receipt of such notice the Clerk shall refer the appointment to the Rules Committee so that the Board may consider the appointment and act within thirty days of the appointment as provided in Section 3.100(17) of the Charter.

Please notify me in writing by **Noon, Tuesday, January 27, 2009**, if you wish any appointment to be scheduled before the Rules Committee.

Attachments

MR  
C:AC, KG

Office of the Mayor  
City & County of San Francisco



Gavin Newsom

January 20, 2009

Angela Calvillo  
Clerk of the Board, Board of Supervisors  
San Francisco City Hall  
1 Carlton B. Goodlett Place  
San Francisco, California 94102

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 20 PM 4:48  
BY SM

Dear Ms. Calvillo,

Pursuant to the Charter Section 3.100 (17), I have reappointed David Sanchez as a member of the Health Commission effective today, January 20, 2009, and the term of David Sanchez will expire on January 15, 2013.

Please see the attached biography which will illustrate that David Sanchez's qualifications allow him to represent the communities of interest, neighborhoods and diverse populations of the City and County.

Should you have any questions, please contact my Liaison to Commissions, Jason Chan at 415-554-6253.

Sincerely,

Gavin Newsom  
Mayor



## Notice of Appointment

January 20, 2009

Honorable Board of Supervisors:

I hereby reappoint David Sanchez to serve as member of the Health Commission for a 4-year term commencing January 20, 2009, in accordance with the 1996 Charter, Section 3.100, (17).

I am confident that David Sanchez will serve our community well. Attached are his qualifications to serve, which demonstrate how the appointment represents the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

I encourage your support and am pleased to advise you of this appointment.

A handwritten signature in black ink, appearing to read "Gavin Newsom", written over a horizontal line.

Gavin Newsom  
Mayor

*David J. Sánchez, Jr., Ph.D.*

Commissioner Sánchez is Professor Emeritus at University of California, San Francisco. He has served as Assistant Vice Chancellor of Academic Affairs, faculty associate for Academic and Student Outreach, and professor in the Department of Family and Community Medicine. He has also served on the National Commission on Health and Vital Statistics, The White House Conference on Children and as one of the first Robert Wood Johnson Health Policy Fellows at the Institute of Medicine serving on both the Senate and House Appropriation Committees. Dr. Sánchez chaired the University of California Institute for Mexico and the United States, and continues as a member of the editorial board for the journal of the Mexican Studies/Estudios Mexicanos. Commissioner Sánchez chairs the Laguna Honda Hospital Joint Conference Committee and is a member of the San Francisco General Hospital Foundation. He has also served on the San Francisco Board of Education and the Community College Board, the San Francisco Police Commission and is Trustee Emeritus of the San Francisco Foundation. In addition, Dr. Sánchez is a native San Franciscan.

BOARD of SUPERVISORS



City Hall  
Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 554-5227

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**MEMORANDUM**

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Date: January 21, 2009  
To: Honorable Members, Board of Supervisors  
From: Angela Calvillo, Clerk of the Board *Angela Calvillo*  
Subject: APPOINTMENTS BY THE MAYOR

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 22 PM 2:54  
BY *SLC*

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The Mayor has submitted the attached appointments to various Boards and Commissions. Under the Board's Rules of Order a Supervisor can request a hearing on an appointment by notifying the Clerk in writing.

Upon receipt of such notice the Clerk shall refer the appointment to the Rules Committee so that the Board may consider the appointment and act within thirty days of the appointment as provided in Section 3.100(17) of the Charter.

Please notify me in writing by **Noon, Tuesday, January 27, 2009**, if you wish any appointment to be scheduled before the Rules Committee.

Attachments

MR  
e: AC.KB

Office of the Mayor  
City & County of San Francisco



Gavin Newsom

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO

2009 JAN 20 PM 4:47

BY

January 20, 2009

Angela Calvillo  
Clerk of the Board, Board of Supervisors  
San Francisco City Hall  
1 Carlton B. Goodlett Place  
San Francisco, California 94102

Dear Ms. Calvillo,

Pursuant to the Charter Section 3.100 (17), I have reappointed Catherine Waters as a member of the Health Commission effective today, January 20, 2009, and the term of Catherine Waters will expire on January 15, 2013.

Please see the attached biography which will illustrate that Catherine Waters' qualifications allow her to represent the communities of interest, neighborhoods and diverse populations of the City and County.

Should you have any questions, please contact my Liaison to Commissions, Jason Chan at 415-554-6253.

Sincerely,

Gavin Newsom  
Mayor



## Notice of Appointment

January 20, 2009

Honorable Board of Supervisors:

I hereby reappoint Catherine Waters to serve as member of the Health Commission for a 4-year term commencing January 20, 2009, in accordance with the 1996 Charter, Section 3.100, (17).

I am confident that Catherine Waters will serve our community well. Attached are her qualifications to serve, which demonstrate how the appointment represents the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

I encourage your support and am pleased to advise you of this appointment.

A handwritten signature in black ink, appearing to read "Gavin Newsom", written over a horizontal line.

Gavin Newsom  
Mayor



## **Catherine M. Waters, RN, PhD**

Professor, Dept. of Community Health Systems  
Member, UCSF Helen Diller Family Comprehensive Cancer  
Center

Commissioner, San Francisco Health Commission

UCSF Box 0608

2 Koret Way, #N-505N

San Francisco, CA 94143-0608

Telephone: (415) 502-7995 Fax: 415-476-6042

Email: [catherine.waters@nursing.ucsf.edu](mailto:catherine.waters@nursing.ucsf.edu)

### **Research/Academic Interests**

Dr. Waters' program of research focuses on health promoting lifestyle interventions in collaboration with public and private community partnerships.

*Conceptual Foci:* Social cognitive theory, socioecology, culture, and community-based participatory research, diplomacy and democracy

*Illness Prevention Foci:* Cancer, cardiovascular health, and type 2 diabetes

*Interventions:* Community-based physical activity, nutrition and health education enhanced with technology, interpretive pedagogy and storytelling

*Variables of Interest:* Physical activity, nutrition, adiposity, health status, health knowledge, health screening, social support, self-efficacy, quality of life, neighborhood environment, and social capital

*Population Foci:* Ethnic minority populations and communities

### **Current Projects/Practice**

*Research Team:* Catherine Waters, RN, PhD, FAHA (Principal Investigator); Gloria Brown, MPA (Community Principal

Investigator & Nutritionist); Qiana Quinn, BA (Director of Community Outreach); Saidah Kinerman, BA, CSCS (Director of Physical Activity); LaConnie Taylor-Jones, MPH, MBA (Health Educator); Shirley Manly-Lampkin, RN, PhD (Cancer & Cultural Consultant); Barbara Coulibaly, PhD (Psychologist); and William Haskell, PhD (Physical Activity Consultant, Stanford University)

*Community Partners:* African American Community Health Advisory Committee/Mills-Peninsula Hospital; Oakland YMCA; Oakland City Center Club One Fitness; All Health Care/Imani; San Mateo Martin Luther King Community Center; Eastmont Public Library; West Oakland Health Council; City & County of San Francisco Department of Public Health, Division of Maternal, Child & Adolescent Health; Bayview-Hunter's Point Whitney Young Child Development Center; Bay Area Black Nurses Association; and San Francisco Bay Area churches

*Heart of A Woman:* Community-based, randomized-controlled physical activity trial to improve cardiovascular health among young, low-income African American women. Funded by the American Heart Association-Western States Affiliate (#0160026Y)

*Healthy Ordered Steps for Living with Diabetes:* Community-based, randomized-controlled physical activity trial to improve glycemic control in African Americans with type 2 diabetes. Funded by the American Diabetes Association-National Division (#1-02-CR-105)

*NuFIT: Nutrition & Fitness for Life Cancer Prevention:* Community-based, randomized-controlled physical activity and nutrition trial to increase physical activity and fruit and vegetable consumption among African Americans. Funded by the American Cancer Society-National Division, (#TURSG CPPB-106975)

*Meet, Greet, & Get Fit:* We are in the process of developing a community-based randomized-controlled, web-enhanced

physical activity trial to decrease breast cancer risk in young African American women.

## Teaching

Dr. Waters teaches courses related to program planning, advanced practice in community health, and behavior theories. Dr. Waters is the Program Director of the *Advanced Community Health & International Nursing Program* ([ACHIN specialty page](#)).

## Professional Activities

Dr. Waters served as President of the **Alpha Eta Chapter** of Sigma Theta Tau International Nursing Honor Society. Dr. Waters is a member of the Bay Area Chapter of the National Black Nurses Association (Education Committee), American Public Health Association (Public Health Nursing Section), Association of Community Health Nurse Educators (Research Committee), American Heart Association (Nutrition, Metabolic & Physical Activity and Cardiovascular Nursing Councils), California Division of the American Cancer Society (Diversity-Disparities Team), and has a mayoral appointment as Commissioner to the San Francisco Health Commission.

## Honors and Awards

*Dorothy Cornelius Scholar*, American Nurses Foundation, Inc. (1994)

*Class Marshall, MS Graduates*, UCSF School of Nursing (1998)

*Teacher of the Year, MS Graduates*, UCSF School of Nursing (1999)

*Excèllence in Teaching Award*, UCSF Black Health Alliance Student Association (1999)

*Excèllence in Teaching and Mentoring Award*, UCSF Black Student Nurses Association (1999)

*Champion of Diversity Award*, UCSF Office of Affirmative Action and Diversity (2000)

*Professional Woman Sojourner Truth Award*, San Francisco Business & Professional Women (2003)

*Fellow*, American Heart Association Council on Cardiovascular Nursing (2004)

*Mentor of the Year*, UCSF School of Nursing Graduating Doctoral Students (2006)

*Women of Excellence Award*, Ivy AKAdemy Foundation of San Francisco (2007)

*Margretta Madden Styles Leadership Award*, Sigma Theta Tau International Honor Society of Nursing, Alpha Eta Chapter (2008)

## **Education**

BSN (*Cum Laude*), University of Miami

MSN, University of Miami

PhD (*McKnight Fellow*), University of Miami

Postdoctoral Fellow (Family), Oregon Health & Science University

Postdoctoral Fellow (Gerontology), Oregon Health & Science University

BOARD of SUPERVISORS



City Hall  
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Fax No. 554-5163  
TDD/TTY No. 554-5227

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**MEMORANDUM**

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Date: January 21, 2009  
To: Honorable Members, Board of Supervisors  
From: Angela Calvillo, Clerk of the Board *Angela Calvillo*  
Subject: APPOINTMENTS BY THE MAYOR

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 22 PM 2:54  
BY *SC*

---

The Mayor has submitted the attached appointments to various Boards and Commissions. Under the Board's Rules of Order a Supervisor can request a hearing on an appointment by notifying the Clerk in writing.

Upon receipt of such notice the Clerk shall refer the appointment to the Rules Committee so that the Board may consider the appointment and act within thirty days of the appointment as provided in Section 3.100(17) of the Charter.

Please notify me in writing by **Noon, Tuesday, January 27, 2009**, if you wish any appointment to be scheduled before the Rules Committee.

Attachments

MR  
C: AC, KG


Office of the Mayor  
City & County of San Francisco



Gavin Newsom

January 20, 2009

Angela Calvillo  
Clerk of the Board, Board of Supervisors  
San Francisco City Hall  
1 Carlton B. Goodlett Place  
San Francisco, California 94102

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 20 PM 4:47  
BY 

Dear Ms. Calvillo,

Pursuant to the Charter Section 3.100 (17), I have reappointed Kelly Dearman as a member of the Human Services Commission effective today, January 20, 2009, and the term of Kelly Dearman will expire on January 15, 2013.

Please see the attached biography which will illustrate that Kelly Dearman's qualifications allow her to represent the communities of interest, neighborhoods and diverse populations of the City and County.

Should you have any questions, please contact my Liaison to Commissions, Jason Chan at 415-554-6253.

Sincerely,

Gavin Newsom  
Mayor



## Notice of Appointment

January 20, 2009

Honorable Board of Supervisors:

I hereby reappoint Kelly Dearman to serve as member of the Human Services Commission for a 4-year term commencing January 20, 2009, in accordance with the 1996 Charter, Section 3.100, (17).

I am confident that Kelly Dearman will serve our community well. Attached are her qualifications to serve, which demonstrate how the appointment represents the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

I encourage your support and am pleased to advise you of this appointment.

A handwritten signature in black ink, appearing to read "Gavin Newsom", written over a horizontal line.

Gavin Newsom  
Mayor

600 Haight Street  
San Francisco, CA 94117

Phone (415)431-7655  
Fax (415)431-2606  
E-mail kdearman@hsmsf.com

# Kelly Dearman

**Education** 1990- 1991 Eagleton Institute of Politics, Rutgers University

**M.A. Public Policy**

1987- 1990 UC Hastings College of the Law  
San Francisco, California

**Juris Doctorate**  
**California State Bar #151505**

1982- 1986 University of California at Berkeley  
Berkeley, California

**B.A. Peace and Conflict Studies**

**Professional experience**

1999- present HSM Finance, Inc. San Francisco, Ca  
**Owner-Managing Broker**  
**Real estate sales, finance and property management**

2000-present Law Office of Kelly Dearman San Francisco, Ca  
**Solo Practioner**  
**Specializing in elder law issues, conservatorships, wills and trusts**

1991 - 1999 SF City Attorney's Office San Francisco, Ca  
**Deputy City Attorney**  
**Clients include: Department of Human Services, Municipal Railway,  
Department of Public Works, Department of Building Inspection**

1988 - 1998 Bertha E. Flemming Realty San Francisco, Ca  
**Accounts Clerk**  
**Responsibilities included property management and mortgage loan accounts**

**Professional memberships**

Commissioner, San Francisco Human Services Commission

Founding Member, SF URBAN CHC

Board Member, Out of Site

Member, California State Bar Association, Wills and Trust Section

Member, Charles Houston Bar Association

Board Member, San Francisco Marin County YWCA

Board Member, SF Bayview Opera House



BOARD of SUPERVISORS



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MEMORANDUM

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Date: January 21, 2009  
To: Honorable Members, Board of Supervisors  
From: Angela Calvillo, Clerk of the Board *Angela Calvillo*  
Subject: APPOINTMENTS BY THE MAYOR

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 22 PM 2:54  
*SC*

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The Mayor has submitted the attached appointments to various Boards and Commissions. Under the Board's Rules of Order a Supervisor can request a hearing on an appointment by notifying the Clerk in writing.

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Please notify me in writing by **Noon, Tuesday, January 27, 2009**, if you wish any appointment to be scheduled before the Rules Committee.

Attachments

Office of the Mayor  
City & County of San Francisco



Gavin Newsom

MR  
C:AC, KG

January 20, 2009

Angela Calvillo  
Clerk of the Board, Board of Supervisors  
San Francisco City Hall  
1 Carlton B. Goodlett Place  
San Francisco, California 94102

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 20 PM 4:47  
BY SW

Dear Ms. Calvillo,

Pursuant to the Charter Section 3.100 (17), I have reappointed Katie Albright as a member of the Juvenile Probation Commission effective today, January 20, 2009, and the term of Katie Albright will expire on January 15, 2013.

Please see the attached biography which will illustrate that Katie Albright's qualifications allow her to represent the communities of interest, neighborhoods and diverse populations of the City and County.

Should you have any questions, please contact my Liaison to Commissions, Jason Chan at 415-554-6253.

Sincerely,

A handwritten signature in black ink, appearing to read "Gavin Newsom", written over a horizontal line.

Gavin Newsom  
Mayor



## Notice of Appointment

January 20, 2009

Honorable Board of Supervisors:

I hereby reappoint Katie Albright to serve as member of the Juvenile Probation Commission for a 4-year term commencing January 20, 2009, in accordance with the 1996 Charter, Section 3.100, (17).

I am confident that Katie Albright will serve our community well. Attached are her qualifications to serve, which demonstrate how the appointment represents the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

I encourage your support and am pleased to advise you of this appointment.

A handwritten signature in black ink, appearing to read "Gavin Newsom", written over a horizontal line.

Gavin Newsom  
Mayor

**KATHARINE M. ALBRIGHT**  
2 Laurel Street, San Francisco, CA 94118  
(415) 441-3744; katie\_albright@sbcglobal.net

## WORK EXPERIENCE

**San Francisco Child Abuse Prevention Center.** San Francisco, CA  
*Executive Director*, September 2007 – present.

- Responsible for operation of \$2.9M non-profit seeking to prevent child abuse and to promote healthy families through education, advocacy, and direct service.
- Responsible to 30 person board of directors representing business, law, government, public safety, health care, education, and philanthropy.
- Supervise staff of 30+ professionals in finance management, fund development, communication, advocacy, counseling and other direct services. Supervise management and training of 12 clinical interns and 90+ volunteers.
- Oversee management of \$2.0M facility and off-site child care center.
- Spokesperson for organization at media, public policy, and fundraising events.

**San Francisco Education Fund.** San Francisco, CA  
*Policy Director*, July 2004 – August 2007.

- Initiated and managed broad-based, multi-year public engagement campaign to improve teacher quality in San Francisco public schools. Responsible for strategic planning, policy development, communications, and outreach to further campaign's goals.
- Mobilized coalition of city, school, labor, community-based organizations, and civic leaders around key issues to improve educational outcomes.
- Prepared and executed programmatic fundraising plan. Responsible for successful foundation grants, corporate awards, and major donor gifts.
- Served as organizational spokesperson and expert at national, state, and local panels.
- Managed and coordinated ~10+ employees, volunteers, consultants, and outside organizations. Responsible for annual ~\$400K programmatic budget.

**Preschool California.** Oakland, CA

*Co-Director, Policy & Outreach Department*, April 2003 – April 2004.

- Developed and implemented strategy for statewide campaign to achieve preschool for all.
- Managed strategy to educate state and local lawmakers and top government officials. Prepared position papers and advocacy materials. Analyzed legislation and advised working groups in drafting statutes and regulations. Worked with team to develop opinion poll and message research, produce advocacy video, and design interactive website and electronic communications.
- Served as spokesperson for organization at multiple statewide town hall meetings and smaller convenings.
- Responsible for managing grants and complying with lobbying laws.

**Office of the City Attorney.** San Francisco, CA

*Deputy City Attorney*, August 1996 – March 2003.

- Acting General Counsel and Deputy General Counsel for S.F. Unified School District.
  - Served on SFUSD Executive Leadership Cabinet. Participated in strategic and financial planning for School District.
  - Advised Board of Education and Superintendent on diverse legal issues, including compliance with federal and state education, election, contract, employment, and civil rights laws; board governance; curriculum; and charter school reform.
  - Managed claims and litigation. Negotiated labor union contracts.
  - Managed legal office. Supervised ~5-8 staff, interns, and outside counsel. Prepared and managed legal office ~\$1.5M annual budget.
- Represented city in litigation raising constitutional, civil rights, and municipal law issues. Advised Mayor's Office, Board of Supervisors, city officials, and staff on policy matters. Drafted legislation.

**Latham & Watkins, L.L.P.** Los Angeles, CA  
*Litigation Associate*, December 1995 – May 1996.  
Focused on employment law. Pro-bono representation for *Alliance for Children's Rights*.

**Honorable J. Frederick Motz, United States District Court Judge.** Baltimore, MD  
*Law Clerk*, September 1994 – August 1995.

**Massachusetts Department of the Attorney General.** Boston, MA  
*Paralegal, Government Bureau*, June 1989 – January 1991.

## **CIVIC ACTIVITIES**

**City and County of San Francisco Board of Appeals.** 2005 – present.  
*Mayor Appointed Commissioner* to quasi-judicial agency that reviews appeals involving the issuance, suspensions, and revocations of municipal permits and other entitlements.

**SFUSD Community Advisory Committee on Proposition H.** 2004 – 2007.  
*Board of Education and Superintendent of Schools Appointed Community Representative* to advisory committee recommending expenditure of up to \$60M annually in voter-approved public education enrichment fund.

**Friends of the Children San Francisco.** 2003 – 2005.  
*Vice-Chair* of professional mentoring program serving at-risk youth in San Francisco.

**Planned Parenthood Golden Gate.** 2002 – 2005.  
*Board Member* for non-profit providing reproductive and primary health care in Bay Area.

**NARAL Pro-Choice America.** 1997 – present.  
*Board Member/SF Leadership Council* for national non-profit promoting reproductive choice.

**NARAL Pro-Choice California/CARAL.** 2003 – 2004.  
*Secretary/Treasurer* for California-based non-profit promoting reproductive choice.

**Huckleberry Youth Programs.** 1999 – 2000.  
*Development Committee Member* for Bay Area youth crisis centers and runaway shelters.

**Youth for Environmental Service.** 1998 – 2000.  
*Board Member* for non-profit encouraging youth participation in environmental service.

**San Francisco Youth Court.** 1997 – 1998.  
*Volunteer Judge* for juvenile diversion program.

**Kayole-Gitau Nursery School and Community Center.** January – July 1991.  
*Co-Founder and Volunteer Teacher*, Nairobi, Kenya.

## EDUCATION

**Georgetown University Law Center.** Washington, DC

J.D., *cum laude*, May 1994. Public Interest Law Scholar.

Senior Notes Editor, *American Criminal Law Review*.

Teacher, Street Law in High Schools Legal Clinic.

Intern, Counsel for Child Abuse and Neglect & ABA Center on Children and the Law.

Volunteer Coordinator, Georgetown Outreach.

**Williams College.** Williamstown, MA

B.A., with *Honors* in History, June 1989.

Senior Thesis: "U.S. Foreign Policy in Korea, 1945-1950: An Experiment in Containment"

Member of the California and District of Columbia Bars.

BOARD of SUPERVISORS



City Hall  
Dr. Carlton B. Goodlett Place, Room 244  
San Francisco 94102-4689  
Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 554-5227

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MEMORANDUM

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Date: January 21, 2009  
To: Honorable Members, Board of Supervisors  
From: Angela Calvillo, Clerk of the Board *Angela Calvillo*  
Subject: APPOINTMENTS BY THE MAYOR

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 22 PM 2:54  
BY *SKC*

---

The Mayor has submitted the attached appointments to various Boards and Commissions. Under the Board's Rules of Order a Supervisor can request a hearing on an appointment by notifying the Clerk in writing.

Upon receipt of such notice the Clerk shall refer the appointment to the Rules Committee so that the Board may consider the appointment and act within thirty days of the appointment as provided in Section 3.100(17) of the Charter.

Please notify me in writing by **Noon, Tuesday, January 27, 2009**, if you wish any appointment to be scheduled before the Rules Committee.

Attachments

MR  
C:AC, KG

Office of the Mayor  
City & County of San Francisco



Gavin Newsom

January 20, 2009

Angela Calvillo  
Clerk of the Board, Board of Supervisors  
San Francisco City Hall  
1 Carlton B. Goodlett Place  
San Francisco, California 94102

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 20 PM 4:47  
BY SAB

Dear Ms. Calvillo,

Pursuant to the Charter Section 3.100 (17), I have reappointed Anita Friedman as a member of the Human Services Commission effective today, January 20, 2009, and the term of Anita Friedman will expire on January 15, 2013.

Please see the attached biography which will illustrate that Anita Friedman's qualifications allow her to represent the communities of interest, neighborhoods and diverse populations of the City and County.

Should you have any questions, please contact my Liaison to Commissions, Jason Chan at 415-554-6253.

Sincerely,

A large, stylized handwritten signature in black ink, appearing to read "Gavin Newsom".

Gavin Newsom  
Mayor





## Notice of Appointment

January 20, 2009

Honorable Board of Supervisors:

I hereby reappoint Anita Friedman to serve as member of the Human Services Commission for a 4-year term commencing January 20, 2009, in accordance with the 1996 Charter, Section 3.100, (17).

I am confident that Anita Friedman will serve our community well. Attached are her qualifications to serve, which demonstrate how the appointment represents the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

I encourage your support and am pleased to advise you of this appointment.

A handwritten signature in black ink, appearing to read "Gavin Newsom", written over a horizontal line.

Gavin Newsom  
Mayor

**Dr. Anita Friedman**  
Executive Director

Dr. Anita Friedman is the Chief Executive Officer of Jewish Family and Children's Services, one of the largest family service institutions in the United States, with 15 Bay Area offices in five counties providing non-sectarian services to more than 58,000 children, adults, and seniors each year. JFCS operates 40 programs including mental health clinics, senior services, home health care and End of Life Care, international and domestic adoptions, domestic violence shelters and transitional housing, and immigrant services. She is a frequent lecturer on issues of children's services, aging, mental health, and innovative business models for the provision of human services.

JFCS programs are distinguished for their excellence and compassion. Recent awards include recognition of Seniors-At-Home, JFCS's long term care program, which has twice been awarded the national American Society on Aging's Excellence and Innovation Award, and Parents Place, recently recognized by the Doris Duke Foundation as one of the 21 most innovative programs in the U.S. for prevention of mental health problems of children. Yale University has completed a study of JFCS's successful Early Childhood Mental Health Program, which has become a public policy model in the field of children's services and early intervention.

Dr. Friedman has been appointed to various local, state, national and international Boards and commissions, has written many articles and essays, and is currently completing a book about cross-cultural psychology and immigration based on her research in the field.

Professionally, Dr. Friedman is a licensed clinical social worker specializing in mental health services for families and couples. She has received numerous awards, including the International Louis Kraft Award, the Myrtle Wreath Award, Jewish Community Federation's Professional of the Year, the Raoul Wallenberg Club Public Service Award, and the prestigious Koret Foundation Prize for leadership in community service.

BOARD of SUPERVISORS



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Tel. No. 554-5184  
Fax No. 554-5163  
TDD/TTY No. 554-5227

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**MEMORANDUM**

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Date: January 21, 2009  
To: Honorable Members, Board of Supervisors  
From: Angela Calvillo, Clerk of the Board *A. Calvillo*  
Subject: APPOINTMENTS BY THE MAYOR

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 22 PM 2:54  
BY *SCB*

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The Mayor has submitted the attached appointments to various Boards and Commissions. Under the Board's Rules of Order a Supervisor can request a hearing on an appointment by notifying the Clerk in writing.

Upon receipt of such notice the Clerk shall refer the appointment to the Rules Committee so that the Board may consider the appointment and act within thirty days of the appointment as provided in Section 3.100(17) of the Charter.

Please notify me in writing by **Noon, Tuesday, January 27, 2009**, if you wish any appointment to be scheduled before the Rules Committee.

Attachments

MR  
C: AC, KB

Office of the Mayor  
City & County of San Francisco



Gavin Newsom

January 20, 2009

Angela Calvillo  
Clerk of the Board, Board of Supervisors  
San Francisco City Hall  
1 Carlton B. Goodlett Place  
San Francisco, California 94102

RECEIVED  
BOARD OF SUPERVISORS  
SAN FRANCISCO  
2009 JAN 20 PM 4:47  
BY SM

Dear Ms. Calvillo,

Pursuant to the Charter Section 3.100 (17), I have reappointed Larry Kane as a member of the Library Commission effective today, January 20, 2009, and the term of Larry Kane will expire on January 15, 2013.

Please see the attached biography which will illustrate that Larry Kane's qualifications allow him to represent the communities of interest, neighborhoods and diverse populations of the City and County.

Should you have any questions, please contact my Liaison to Commissions, Jason Chan at 415-554-6253.

Sincerely,

Gavin Newsom  
Mayor



## Notice of Appointment

January 20, 2009

Honorable Board of Supervisors:

I hereby reappoint Larry Kane to serve as member of the Library Commission for a 4-year term commencing January 20, 2009, in accordance with the 1996 Charter, Section 3.100, (17).

I am confident that Larry Kane will serve our community well. Attached are his qualifications to serve, which demonstrate how the appointment represents the communities of interest, neighborhoods and diverse populations of the City and County of San Francisco.

I encourage your support and am pleased to advise you of this appointment.

A handwritten signature in black ink, appearing to read "Gavin Newsom", written over a horizontal line.

Gavin Newsom  
Mayor

## "COACH" LARRY KANE

January 20, 2009

For the last 16 years, Larry Kane has spent his afternoons, evenings and weekends with inner-city high school students as a mentor, college and career counselor, tutor and wrestling coach. As Coach for the **Galileo Academy of Science** wrestling team, he has coached boys and girls from all districts of San Francisco, including the *Bayview*, *Western Addition*, *Tenderloin*, and *the Mission*. During that time, all of the seniors on the Galileo team have graduated from high school, and a substantial number have continued on to college. Galileo wrestling alumni have won scholarships to Harvard, UC-Berkeley, UC Davis and UCLA.

Larry Kane has returned the Coach's salary to the program as a donation every year and made significant additional personal donations to fund the program. "We are very proud of our team's league record of 96-13-1 and overall record of 121-23-1, including 51 Individual City Champions. "We have had seven League Championships and five City Championships." Coach Kane himself is a 1978 National AAU Wrestling Champion and 1979 National AAU Runnerup for his high school age group and weight class.

Coach Kane was born in Rochester, New York, as the 6th of 8 children, and attended public high school in Penfield, New York. While neither of his parents graduated from college, they valued education and emphasized the importance of hard work. Coach Kane says "I wanted to coach wrestling to give the students the same opportunity to learn the life skills that I gained from wrestling such as work ethic, commitment, discipline, motivation, self-esteem and teamwork." "The skills that I learned from athletics enabled me to succeed, and coaching wrestling was the natural way for me to give something back to the community."

Coach Kane is also a Partner at the Law Firm of *Orrick, Herrington & Sutcliffe LLP*, where he has practiced corporate law for emerging companies since October 1987. He was named one of the Top 300 Attorneys in Silicon Valley by *San Jose Magazine* in 2004 through 2008, and is a frequent speaker at various legal and educational programs ranging from the Haas School of Business, the Practicing Law Institute to venture capital forums, and he is a member of the California and New York Bars. He earned a JD from **Columbia School of Law** in 1987, was a Stone Scholar, a Rhodes Scholar semi-finalist, Editor of the *Journal of Transnational Law*, and was awarded the Frank Hogan Scholarship. He also served as President of the Columbia Alumni Association of Northern California from 1991 to 1996, and is a member of the San Francisco Bike Coalition. Coach Kane bikes to work every day.

Coach Kane earned his BA from **Columbia College** in 1984. He was elected both Senior Class President and Captain of the Wrestling Team, which won Ivy League Honors for three consecutive years. Coach Kane's Columbia College classmates awarded him the Edward Sutliff Brainard Memorial Prize, granted to the senior deemed most worthy of distinction for qualities of mind and character.

Mayor Newsom appointed Coach Kane to the SF Library Commission in April 2006. Coach Kane served on the Prop H Commission in 2005. In addition, Coach Kane serves on the Board of Directors of the San Francisco School Alliance, Aim High (the Award winning free summer program serving 1200 students each summer) and Greatschools.net. Coach Kane provides frequent pro bono service to many non profits, including the Hispanic Scholarship Fund, the Chinese American Education Committee and the California Historical Society.

In July 2000, Coach Kane married Christina Flood Kane, a Middle School Spanish Teacher at the Hamlin School. They have two daughters, Charlotte, born in August 2003 and Caitlyn born in September 2005. Charlotte and Caitlyn are 6th generation San Franciscans.